

Minutes of a Regular Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, June 2, 1987 at 7:30 p.m.

Present: Joseph F. Janoski, Supervisor
John Lombardi, Councilman
Victor Prusinowski, Councilman
Louis Boschetti, Councilman
Absent: Robert Pike, Councilman

Also Present: Richard Ehlers, Town Attorney

The Supervisor called the meeting to order at 7:30 p.m. and the Pledge of Allegiance was recited.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Minutes of Regular Board Meeting held on May 5, 1987 and Special Board held on May 26, 1987 are dispensed without objection and be approved.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

BILLS dispensed with by resolution #380

Supervisor Janoski, "The heads of the departments of town government are present should anyone have any questions of them. Reports Mrs. Pendzick."

REPORTS

Building Department - For month of May, 1987. Filed

Town Board-designating itself as lead agency for M.H. of L.I. for change of zone. Filed

Planning Board-recommends Wading River moratorium not be enacted. Filed

OPEN BID REPORT - SCHULTZ ROAD REALIGNMENT. Filed

Bid Date: May 21, 1987
5 Bids Submitted

#1 NAME: CHESTERFIELD ASSOCIATES, INC.

ADDRESS: WESTHAMPTON BEACH, NY

TOTAL BID: \$238,553.00

ALT. BID: \$ 57,000.00 additional

REPORTS Continued

#2 NAME: MID-ISLE EXCAVATING, INC.

ADDRESS: OLD BETHPAGE, NY

TOTAL BID: \$221,300.00

ALT. BID: \$ 10,000.00 additional

#3 NAME: LASER INDUSTRIES, INC.

ADDRESS: RIDGE, NY

TOTAL BID: \$168,800.00

ALT. BID: \$ 2,160.00 additional

#4 NAME: COLLINS CONSTRUCTION CORPORATION

ADDRESS: MIDDLE ISLAND, NY

TOTAL BID: \$235,021.00

ALT. BID: \$ 18,000.00 additional

#5 NAME: JOHN T. MONTECALVO, INC.

ADDRESS: CENTER MORICHES, NY

TOTAL BID: \$181,800.00

OPEN BID REPORT - 4-WHEEL TRACTOR - BUILDINGS & GROUNDS.

Filed

Bid Date: June 1, 1987

3 Bids Submitted

#1 NAME: DUBOIS T. SMITH EQUIPMENT

ADDRESS: RIVERHEAD, NY

TOTAL BID: \$16,699.99

#2 NAME: TRYAC TRUCK & EQUIPMENT. CO.

ADDRESS: RIVERHEAD, NY

TOTAL BID: \$18,483.00

REPORTS Continued

#3 NAME: MALVESE EQUIPMENT

ADDRESS: RIVERHEAD, NY

TOTAL BID: \$18,845.00

\$16,795.00

OPEN BID REPORT - FULL SIZE 4X4 PICK-UP - POLICE DEPT.

Filed

Bid Date: June 1, 1987

1 Bid Submitted

#1 NAME: KINNEY MOTORS, INC.

ADDRESS: RIVERHEAD, NY

TOTAL BID: \$13,369.00

\$12,368.00

Receiver of Taxes-Collections as of 6/2/87: \$24,462,739.10. Filed

Supervisor Janoski, "Applications."

APPLICATIONS

Site Plan-Stephen Emmerman (Gubbins) addition to retail store
at 19-21 East Main Street, Riverhead. Filed

Site Plan-George Chekijian, metal building for manufacturing
compounds. Filed

Site Plan-Mr. Noghrei, conversion of barn to warehouse, Route
25 and Manor Road. Filed

Site Plan-Elldrew Investors, Corp. C-2 retail stores, s/s
Parker Road. Filed

Site Plan-Griffing Associates, convert building to offices,
Griffing Avenue. Filed

Site Plan-Riverhead Enterprises (Bagels-R-us) addition to
store, 132 East Main Street. Filed

Site Plan-Raymond & Julia Krivacsy, building to manufacture
boats. Filed

Supervisor Janoski, "Thank you. Correspondence."

CORRESPONDENCE

Joyce Hettrick, 5/21/87-requesting that her property be excluded from southwest sector moratorium.

Filed

"Something Special"-inviting public and town officials to Grand Opening on June 19th at 6:30, Pulaski Street.

Filed

Supervisor Janoski, "The time for the first public hearing has not yet arrived. We have a lengthy list of Unfinished Business. Some of which we will be acting upon this evening. I would give the five minutes remaining before the first public hearing and recognize anyone wishing to be heard on any matter. Sherry."

Sherry Johnson, Manorville, "And also representing the L.I. Pine Barrens Society. I noticed resolution #352 on the agenda tonight. And I just want to urge you all to vote yes for it. Thank you."

Supervisor Janoski, "Steve."

Steve Haizlip, Calverton, "About every paper I pick up and read these days, except the Newsday, I see that this here Sergeant Major Shelby Clark is endorsing Mr. Grattan to be Chief of Police. That he's done a good job. He's been on the job a long time. He knows all the procedures. He's honest and so forth. I'd rather go on record endorsing him also."

Supervisor Janoski, "Thank you Steve. When you have five minutes to fill up, everybody talks for thirty seconds."

Ed Powers, Aquebogue, "Again, as in the last passed three years, I've come up in front of the Board to find out what sort of plan you have available for our parks and beaches for this year as in the last three years. See if we're going to have any sort of plan for upgrading, maintenance or caretaking of the beaches. I wonder why the Town Board can't come up with something for the beaches."

Councilman Prusinowski, "Well as a matter of fact, we do have a plan to upgrade all the beaches. We had a plan several years ago which the Town Board was going to float million of dollars of bonds to upgrade the recreational facilities in this town. We had a storm in March that wiped out Iron Pier Beach. And at that time, if we had proceeded with the 350 thousand dollar capital project, we would have looked foolish putting in that type of improvement and have the weather wipe it away. What we have done is gone back to the drawing boards and tried to come up with a solution. For example, the Iron Pier Beach where we can construct a facility we can all be proud and not have the weather wash it away in the winter time. As far as recreational maintenance, we have nearly 50 thousand dollars in the budget for recreational maintenance. I'm not Southampton Town or Easthampton Town who has a house that if you build one house on the Ocean worth five million dollars and they get 100 thousand dollars or 10 thousand dollars out of each one of those mansions. They have a much bigger budget. We're a poor town in comparison to Southampton Town and Easthampton Town. We do what we can with the money we have available. It's very easy to raise the taxes and say 100 thousand here,

PERSONAL APPEARANCES ContinuedCouncilman Prusinowski, Continued

200 thousand there and everyone of us has to pay for it. So we do the best we can with what we have to work with. The Town Board is aware of it. We'd like to improve our beach facilities. We're working on a plan. We have scheduled maintenance. If you have specific areas where you felt we should address, give it to us in writing and we will address it."

Ed Powers, "Thank you."

Supervisor Janoski, "It looks like 7:45 to me. Let the record show that the hour of 7:45 p.m. has arrived. The Town Clerk will please read the notice of public hearing."

PUBLIC HEARING - 7:45 p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, June 2, 1987 at 7:45 p.m. to hear all interested persons regarding: The Condemnation by the Town of Riverhead thru the Community Development Agency, of premises located at East Main Street and Riverside Drive to be acquired for urban renewal.

Richard Ehlers, "Good evening. The question before the Board this evening is the public purpose of acquiring the property. It's almost across the street from Town Hall. It's in a sort of triangular piece, the Long Island Railroad, Riverside Drive and Main Street. It's a dilapidated structure. The purpose of the hearing is to hear public comment on whether it would be a public purpose to remove that blighted structure by condemning the property, tearing the facility down and then using urban renewal money to perhaps place another structure there or another public purpose. The purpose is not to determine whether or not the amount of money in question is reasonable. We have requested appraisals. The appraisals have not come back yet. The purpose of tonight's hearing is to deal with the issue of whether the building and the property should be purchased for urban. By the Community Development Agency, this would be done with federal funds and not with town money."

Supervisor Janoski, "Is there anyone present who wishes to address the Board on the question of the condemnation of the property of Virginia Brown? Did we get any correspondence on that?"

Irene Pendzick, "No. I think we should but it. Can I say that. I have never addressed a public hearing before. But I think the Town should acquire this property simply because it has been an eyesore right on Main Street and this particular building has been an eyesore on one of the loveliest streets in Town with some of the oldest nicest houses."

Councilman Boschetti, "Irene, we're going to need your name and address for the record."

PUBLIC HEARING Continued

Supervisor Janoski, "Mr. Kasperovich."

William Kasperovich, Wading River, "I was listening quite intensely as to the description of this and I get the impression that this isn't going to cost us, in the township, any money. I can hardly stand in position if we are not a part of it to take over this property."

Richard Ehlers, "Several years ago the Town Board petitioned the State Legislature to pass a law which created the Town of Riverhead Community Development Agency. That's an agency of the State of New York. The Town Board is the governing body of that agency. That agency is charged with the administration of the Federal Small Cities Block Grant Program. The monies for this kind of motion and urban renewal would come through the Small Cities Block Grant Urban Renewal line. In that there were not sufficient funds in that line to meet the appraised value of the condemnation, then the Board would have to decide to take it from other rounds or wait until another funding came."

William Kasperovich, "Well, it seems that in the Small Cities Grant, we deleted or post-poned or just ignored many needs that the Small Cities Grants could fulfill. The Supervisor is shaking his head no."

Supervisor Janoski, "When we applied for a Small Cities Block Grant, we applied for specific purposes. And one of the specific purposes was the acquisition of property, blighter property such as this for public purpose."

William Kasperovich, "But you did not specifically spell out exactly which was what for specific purpose. Just a generalized coverage."

Supervisor Janoski, "Do you mean did we apply specifically to tear down that particular house? No we did not. There was money in the budget for this purpose, in the Small Cities Community Development budget which is not a town budget."

William Kasperovich, "But the town is enforcing the eminent domain to take over."

Supervisor Janoski, "That's correct." We are the governing body."

William Kasperovich, "You're the governing body. When you say; when you people enforce eminent domain, the last time I got up to oppose, I found out that you people were pulling a farce, a fraud. And so when I see the two words; eminent domain, I don't trust anybody sitting up there on the podium. And when I got up here to ask for money for Small Cities Grants, no. Now, this is certainly not the pressing, demanding action that's needed in the Town of Riverhead. It seems that all you people know are cosmetics and appearances. As far as the functioning adn well being and needs of the people — that live here, you disappear."

PUBLIC HEARING Continued

Councilman Prusinowski, "You know Bill, we live here too and I resent that comment."

William Kasperovich, "Well, I always think of you living up on a ski slope someplace with the rich people."

Councilman Prusinowski, "Well you know Bill, that just shows you how little you know about me and my family. The fact is that I worked, started on a farm and I know what it is to do manual labor. And families like my family who constitute many years of hard work, have preserved the open space through farming and hardship and financial distress to make Riverhead what a nice place it is to live and work."

Supervisor Janoski, "How do you feel about the proposal? Bill are you for it or against it?"

William Kasperovich, "I'm against it."

Supervisor Janoski, "Thank you. And that's the purpose of this hearing."

William Kasperovich, "The purpose is also to inform the people why the people in the public are opposed to it. The why they are opposed to it is just as important as being opposed to it."

Supervisor Janoski, "Absolutely."

William Kasperovich, "And I bring to the attention of you and the public by standing here because I haven't got the money to take you into court to fight you. And the day that I do have that money, you will certainly answer to some judicial party and not to me or the public."

Supervisor Janoski, "Are you saying, Bill, that the Board is conducting an illegal activity here? Is that what you're saying?"

William Kasperovich, "The impropriety exists."

Supervisor Janoski, "Impropriety?"

William Kasperovich, "Yes."

Supervisor Janoski, "Thank you Bill. Mr. Nohejl."

Bill Nohejl, Wading River, "I am all for taking down that building. It is an eyesore. I also want to make a statement that the town should recoup the money back from who ever gets the property in future years. I'm going to make an example. The Raspberry Hilton, about 78 thousand dollars cost in demolition and then sold for 25 thousand dollars. Right now it's just a hole in the ground. This I don't go for. If you're going to pay "X" amount of money for this building, the town should get that money back."

PUBLIC HEARING Continued

Supervisor Janoski, "You have to remember Bill, that you're absolutely right today. Around 1987, the Town Board could probably get a great deal more for that piece of property if we sold it today. Back in 1980, you could probably give away property in the Town of Riverhead and we were fortunate to get 25 thousand."

Bill Nohejl, "I objected at that time being sold for 25 thousand dollars which is very poor business if you are a businessman."

Supervisor Janoski, "It was, in the long run, because what we have done shortly thereafter when we sold it, was to have the guarantee of the professional building which is going to be built there which is an improvement in the community and create jobs and will generate tax revenue."

Bill Nohejl, "I'll grant you that; yes. But it cost us, the people. It was federal money that was coming to us and given to someone else."

Supervisor Janoski, "You're right. You're absolutely right."

Bill Nohejl, "This is why I objected. If you buy this property, say it cost 50 thousand dollars and you go and sell it to someone else for 10 or 15, that doesn't make good business."

Councilman Prusinowski, "But Bill, to be fair about it, in 1980 the real estate market was different then it is today."

Bill Nohejl, "I agree with you."

Councilman Prusinowski, "I'll give you a great example; our police station. The Town of Riverhead, we received a handsome profit on the old police station. And maybe if we sold the lot today.... And I agree. But we had no other business."

Bill Nohejl, "I mean that as example of what has happened. I don't wish it to happen now in this case."

Councilman Prusinowski, "And I agree with you."

Bill Nohejl, "Alright. Thank you."

Supervisor Janoski, "Is there any other comment on the proposal to condemn the property of Regina Brown? That being the case and having no objection, I declare the hearing closed. Let the record show that the hour of 7:55 p.m. has arrived. The Town Clerk will please read the notice of public hearing."

PUBLIC HEARING - 7:55 p.m.

I have affidavits of publication and posting of a public hearing that will be held on Tuesday, June 2, 1987 at 7:55 p.m. to hear all interested persons regarding: The Special Permit Application of Jason Sossin to expand a non-conforming use in Ag. "A" by construction an addition to a warehouse on Osborn Avenue.

PUBLIC HEARING Continued

Supervisor Janoski, "Thank you. Is there anyone present representing Mr. Sossin? Yes sir. Would you... Are you Mr. Sossin? Would you come up to the.... Mr. Sossin, for the record, identify yourself and give the Town Board an over view of your project."

Jason Sossin, Vice President, "What it is is to be a steel 24, thousand foot addition to our existing warehouse. The only utilities to be in there would be electrical. There's no heat, no water consumption at all. Everything will be contained within the confines of the building itself. There is no exterior use except to have the trailers to back into it and we anticipate that it will probably increase the flow of traffic by possibly one truck or two trucks on a daily or semi-daily, weekly basis. Probably have one or two more employees in there to handle the work load."

Supervisor Janoski, "You left a couple of gaps. What is your company? Where is it located?"

Jason Sossin, "Blackman, Riverhead Corporation here on Main Street in Riverhead."

Councilman Prusinowski, "Where is the building going to be located again?"

Jason Sossin, "It is the old Treat Potato plant up on Osborn and Sound Avenue."

Councilman Boschetti, "Mr. Sossin, what would you be storing in this warehouse?"

Jason Sossin, "Strictly plumbing supplies. That would be bathtubs, boilers or what have you. All hardwares. There's no food or gases of any type in there."

Councilman Boschetti, "Thank you."

Supervisor Janoski, "You will have an engineer or an architect with you."

Jason Sossin, "Yes we do. Mr. Wood is present with me. He designed the building."

Supervisor Janoski, "Does he have pictures to enter... Do you want these to become part of the testimony?"

Frederick Wood, "Yes. That's quite alright. We have no objection. I'm the engineer for Blackman of Riverhead on this particular project. I have a sheet showing the elevations of the proposed building. What it is basically, as Mr. Sossin had indicated, it's a steel framed addition to an existing masonry building. The building itself will be as best possible, matched in color to the existing building. But it will not have exactly the same texture. as what we have right now as a masonry building. We will basically have a steel building. It will be integrated so that from the

PUBLIC HEARING ContinuedFrederick Wood, Continued

road, it will lie on the east side of the existing building. It will have a slightly higher roof line. But because of its size, it really breaks up the character of the building and actually gives it a better appearance. I'd like to present this to the Board if you'd like to see it."

Supervisor Janoski, "We will enter that into the record. The Town Board will consider that as part of its special permit procedure but you have site plan to go through which is something else again. But I just want that in case someone comes down and wants to see it. It is now part of the record and that's why we would like to have it. So if you would give it to the Town Clerk, it will become part of the record of this hearing. Ok. Is there anything else that you wanted to add? Alright. We'll see if there is any comment. Let me explain that this special permit application is a necessary procedure in the case of pre-existing non-conforming use. The potato chip factory was there for many years prior to (I believe) zoning in the Town of Riverhead. As an industrial facility, it predates zoning and therefore, is a pre-existing non-conforming use because the zoning there is agricultural. This represents an expansion of a pre-existing, non-conforming use. And therefore, there is a special permit necessary from the Town Board. This public hearing is part of that process to give the public the opportunity to comment on this application. Saying that, is there anyone who wants to offer comment on the proposal to expand Blackman Corporation, the Potato Chip Factory up on Sound Avenue? It used to be a potato chip factory, Warner Potato Chip. Twenty-four thousand square feet.

Councilman Lombardi, "Joe, I just want to ask one question. Is this going to be attached to the old building?"

Frederick Wood, "Yes it will be. Yes. There will be access from one building through to the other."

Supervisor Janoski, "Mr. Lewin."

Austin Warner, Calverton, "Warner, not Lewin. I don't have any objection of the building or warehouse. The only thing that I would ask is that you require him to do a little landscaping and not have junk around the building on the outside. But as far as anything else is concerned, we were prior owners to the building. I have no objection to the building of it. The buildings on 58, you make them landscape them and look nice and I think it should be done here too."

Supervisor Janoski, "As I had pointed out, this application (should it be approved) will be subject then to site plan procedure which is a review of the building, architecture, elevations and the landscaping. Mr. Sossin, you wanted to say that you were going to landscape?"

PUBLIC HEARING Continued

Jason Sossin, "Within in reason, yes. We do attempt to maintain the property and that is the lawn is mowed consistently during the growing season. Any exterior products that are there will be removed shortly. We did have some steel storage on the outside temporarily and I think some it is still there. But that is in the process of being removed."

Councilman Prusinowski, "Just so you know, part of the final approval process here is site plan review. And in site plan review, we do require screening and landscaping on your site plan. So we will be discussing that with you later and that's our standard policy here when we review these things."

Jason Sossin, "No objections."

Supervisor Janoski, "And also there's a little requirement that you maintain it."

Jason Sossin, "That we do. We have nine facilities across the Island and we attempt to be good neighbors."

Supervisor Janoski, "No problem. Actually I'm letting them know as well as you so that they know there is a procedure. I thought I saw someone else's hand up. Steve."

Steve Haizlip, "There's some many words in the procedure of town government and rules of zoning and so forth. This non-conforming is kind of got me. Now if we're going to put a building up and we're going to use it, how is it non-conforming?"

Supervisor Janoski, "Reasonable question. As I said, and Mr. Warner will bear me out, the place was there prior to zoning in the Town of Riverhead. Before the time that zoning existed in the Town Riverhead, that building that they want to expand was there. When zoning was put into place, it was not industrially zoned; this site. It was zoned agricultural. So he has the right to maintain that pre-existing use and he has the ability and or right to expand that pre-existing use if he goes through this procedure and if there is no really strong argument against it."

Steve Haizlip, "So then, in other words, instead of being for some type of agricultural like potato chip because that's what it would be then as storage. So it's non-conforming to the original. Ok. Thank you."

Supervisor Janoski, "Mr. Kasperovich."

William Kasperovich, "I will continually and once again, get up here and object to documents being introduced at the public hearings. If the public can not see or read it prior to the hearing, it is improper and illegal to introduce it. Now, I don't know why I have to get up here and continually remind you people of this."

Supervisor Janoski, "I don't know why either. You know Bill I haven't seen that before. I asked it to be placed into the record for a specific purpose. If you were listening, you

PUBLIC HEARING ContinuedSupervisor Janoski, Continued

would have heard that purpose. The Town Board will not make a decision on this at least until the next Town Board meeting and members of the public...."

William Kasperovich, "But you're talking about a decision that is secretive from the public."

Supervisor Janoski, "You're right Bill."

William Kasperovich, "For the first time in my life, I heard you say that I'm right about something. I remember the lengthy and detailed and heated discussions that went on to allow the potato chip factory, a manufacturing facility to be classified as agricultural."

Supervisor Janoski, "This particular potato chip factory?"

William Kasperovich, "Yes sir."

Supervisor Janoski, "This has nothing to do with it being a potato chip factory because it isn't."

TAPE ENDED

Supervisor Janoski, "...go through process of special permit application for expansion of a pre-existing non-conforming use. So I wish that you would tell us how you feel about that."

William Kasperovich, "Well, we allowed Blackman to come in there and use the structure as storage facilities. The most innocuous stable kind of product that gets trucked in and trucked out. No problem. We allow that as an interpretation that the structure is there standing vacant for a very long time and it's just a waste. Alright. Now we're going to stretch that a little further and I don't see any particular objection to that at this point in time. However, having seen people come and go in Riverhead, they come in on one tone and then they disappear and then we allow other things to happen. Now, maybe I don't quite see things clearly here as to us allowing a structure to be erected. Because what's used inside the structure might hold true today, but if Blackman has a reversal or a change of heart, it becomes an empty building and it is still a structure and it will still be allowed to be used for something. Now in what way are we going to prevent this from becoming a manufacturing facility in some future date?"

Supervisor Janoski, "Someone wants to turn it into a manufacturing facility, it will be in a public hearing just like this one, going through the same kind of procedure, having referred it to the Planning Board and going through this exact same process. Can I ask you Mr. Sossin, how long has Blackman Corporation been in business?"

Jason Sossin, "About 66 years."

PUBLIC HEARING Continued

Supervisor Janoski, "Thank you."

Jason Sossin, "And hopefully, we'll be there another 66."

William Kasperovich, "Well, I must inform you people that I'm older than that. I've been around longer than 66 years. Age is a corporation is quite irrelevant to what I'm bringing forth. Many established companies have come and gone in the history of America just like you and I have come and will be gone too. And that was my main concern; is that we don't allow structures to be erected and then there's a turn about and the structure is used for manufacturing. Thank you."

Supervisor Janoski, "Thank you Bill. Yes sir."

George Dalecki, Wading River, "I'd just like to ask three basic questions. Number one; to which side of the existing structure is the addition going to be placed? Number two; in light of the fact that 24 thousand square feet of their property will now be consumed with the new addition, will this mean that tractor trailers will now be required to make turns and back in and movements in order to unload? And number three; if they expect these trucks to be coming from any one predominant direction, I'd like to know what that will be."

Jason Sossin, "The building will be located, or the addition, should be located on the east side of the existing structure. The existing ramps will remain. There will be no additional ramps at this moment contemplated because entry through the building will be made through the existing building. And the third question; the direction of the trucks. I believe 95% of them probably use the Mill Road or Osborn roads to get up to the property and just spin around the corner to get on the back of the property. Everything is done in the rear of the property. There's nothing on the face of Sound Avenue."

Supervisor Janoski, "Thank you. Is there any other comment? That being the case and without objection, I declare this hearing closed. Thank you Mr. Sossin."

7:55 PUBLIC HEARING CLOSED AT 8:10

Supervisor Janoski, "Let the record show that the hour of 8:11 has arrived. The Town Clerk will please read the notice of public hearing."

PUBLIC HEARING - 8:05 p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, June 2, 1987 at 8:05 p.m. to hear all interested persons regarding: Proposed Amendment to Section 108-61(A) loading berths.

PUBLIC HEARING Continued

Richard Ehlers, "The Town Code currently provides for off-street loading berths. (That's a loading ramp type of assembly.) on buildings greater than 15 thousand square feet and there's a graduated scale. The proposal is to amend that to keep the existing scale in effect but to lower the threshold to 10 thousand square feet for hospitals and industrial uses."

Supervisor Janoski, "Thank you. Is there any present who wishes to address the Board on this amendment to the code? That being the case and without objection, I declare the hearing closed."

8:05 PUBLIC HEARING CLOSED AT 8:12

Supervisor Janoski, "There are three minutes remaining until the next scheduled public hearing. I would recognize anyone who wishes to be heard on any matter. I'm sorry. It was Betty that I had recognized."

Betty Brown, "I'm representing the North Fork Environmental Council. The North Fork Environmental Council is actively supporting the land bank legislation bill and we encourage the Town Board to support this bill also. Thank you."

Supervisor Janoski, "I've got two minutes."

Sid Bail, Wading River, "What can we expect done at the Wading River beach by opening day, June 20th in terms of improvement?"

Supervisor Janoski, "I would expect that the swings were put in today. Is that true?"

Sid Bail, "No. Not as of 6 o'clock it wasn't."

Supervisor Janoski, "Maybe one of these days when people who work for me, start listening to me, we'll get some stuff done. The swings have yet to be put in. The parking lot is to be repaired and restriped. The restrooms are to be resided and stained Cape Cod gray. The rail on the retaining wall that is on the north of the parking lot which used to be a pipe railing; is now going to be replaced in wood. We will be awarding (tonight) a bid on a tractor which will be used to maintain the beaches and it will have a rake attachment also. There will be picnic tables installed and I believe some more recreational equipment, playground equipment (if you want to call it that) and that's what you can expect. Replenishment of sand also. We are awaiting the price for the installation of an alternate to the guardrail. How could I forget that."

Councilman Lombardi, "Marty Sendlewski who drew up the plans for the fence, is supposed to come back to us and let us know (the Town Board) what the pressure of the chains are that he has designed. We have not received that as of yet. He had gave us two designs. One with poles and fence and another with just a chain around it. So that's what we're waiting for on that and Joe's waiting for a price."

6/2/87

PERSONAL APPEARANCES Continued

Sid Bail, "Ok. Thank you very much."

Supervisor Janoski, "Thank you Sid. You got us to 8:16 p.m.. The Town Clerk will please read the notice of public hearing."

PUBLIC HEARING - 8:15 p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, June 2, 1987 at 8:15 p.m. to hear all interested persons regarding: Proposed amendment to Section 108-69 of Town Code: Minimum Frontyard Depth.

Richard Ehlers, "There is an exception to the parking schedule if you're within the downtown parking district. That's a taxing district where the money is debted upon those property owners who maintain the downtown parking. And that exception provides that you needn't provide parking. And therefore, there's a provision for 100% lot coverage with a special permit of the Town Board. That provision currently does not include allowing for a zero frontyard. You would think of that as a store front coming out to the sidewalk and not being set back from the sidewalk. And the proposal is that the Board had the authority to grant a special permit for that zero frontyard while they're simultaneously considering the 100% lot coverage so that the applicant doesn't have to go to the Z.B.A. for a variance and the Town Board of a special permit."

Supervisor Janoski, "Is there anyone present who wishes to address the Board on this change in the Town Code? Yes."

William Kasperovich, "He says he didn't expect it to be one of those evenings where Kasperovich gets up on every item. At the same time, I don't see just passing the opportunity because once it goes by, there is no receptive or attentative ear to talk to. When you mentioned store fronts coming to the property line, immediately I see you shaking your heads "no"."

Supervisor Janoski, "Go on Bill. I'm sorry."

William Kasperovich, "That we have accommodated long time standings stores in Riverhead where there doors open out onto the sidewalks. Doors have to open out or so it would seem to be even though we are in a changing time. As I see in the Library, they have sliding doors that open up with an electric eye. But when I was in school studying construction and architecture, this was absolutely forbidden. And here we have come to a point in time where we have changed things and accepting this sort of nicety or convenience you might say. However, that doesn't get away from the fact that we do have stores that their doors open out on the sidewalk. And so, when we have a public facility that comes out to the line, we have no accommodation to say hey. Your door is going to be out on public property."

PUBLIC HEARING Continued

Supervisor Janoski, "Bill, don't you get the impression that we're talking about buildings that aren't there. This would be in the building of a new building on Main Street within the parking district. An existing building is not going to look for this because they already have it. If someone tears down a building and wants to build a new structure, that's when this provision will take place and that's when the Town Board could make some consideration about what you are saying in other situations."

William Kasperovich, "Very true. However, this does not include alterations of existing buildings for new tenants."

Supervisor Janoski, "An alteration must go through what is called a site plan review process which once again, takes in to account this type consideration along with many other."

William Kasperovich, "Well alright. I think if we can go through the process of putting it in print, we should spell it out that this is being referred to new construction not alterations. That's all I'll say on that. Thank you."

Supervisor Janoski, "Thank you Bill. Is there anyone present who wishes to address the Board on this alteration to the code? That being the case and without objection, I declare the hearing closed. I have four minutes remaining until the next public hearing. I would recognize anyone wishing to be heard on any matter. Nora."

Nora Durska, Riverhead, "In light of what that gentleman requested concerning Wading River beaches, etc. I would like to request when is our Bocci Court and our Shuffle Board Court going to be installed in Bayberry Park in Wading River? We've been asking for it for months, guys. We've been told that it has been given to contractors and they didn't get an answer."

Supervisor Janoski, "Who told you that?"

Nora Durska, "Well people I spoke to. The Recreation Department."

Supervisor Janoski, "Stanley Grodski said to you that he gave it to a contractor?"

Nora Durska, "No. Sally Jayne."

Supervisor Janoski, "Sally Jayne told you that."

Nora Durska, "Not Sally Jayne. She isn't there anymore."

Supervisor Janoski, "Jane Donack, did she tell you that it was given to a contractor?"

Nora Durska, "She said that they contacted a contractor and they had not gotten an answer and she was waiting and waiting and waiting. This was way back about six months ago because I thought I would give you people plenty of time."

PERSONAL APPEARANCES Continued

Supervisor Janoski, "Stanley, you have a look of disbelief. Nora, I now have those plans (as you know) in my office because I asked for them. And we are going to find out how much it's going to cost to build. We've got capital money in the budget for the recreation. Nora is being very nice by filling up some time for me. We have talked about this a number of times and I told you that I will get somebody (hopefully) to build this thing. It will be a contractor and that's why I say, who gave it to a contractor because I don't know about it."

Nora Durska, "Contacted a contractor, she said. But anyway, the point is that we'll be going down there in another few weeks and I'm standing here crying because the place is not straightened out. Ok. Please."

Supervisor Janoski, "I'm going to have a long discussion about that anytime you'd like to. I am on the verge of doing insubordination around here. I'm on the verge of doing that because I put that in writing to him and it's still not done. Let me see. We've got 24 minutes after the hour of eight and that means there is one minute left before the next public hearing. If anyone would like to be recognized. If not, then we will just wait out that one minute until it is time to open the public hearing. Let the record show that the hour of 8:25 p.m. has arrived. The Town Clerk will please read the notice of public hearing."

" PUBLIC HEARING - 8:25 p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, June 2, 1987 at 8:25 p.m. to hear all interested persons regarding: The Addition of Property Owned by Chung Chiu Tsang to the Riverhead Parking District.

Supervisor Janoski, "The Chinese Restaurant on West Main Street as you all know, used to be the Riverhead Town Police Department. As such, it was not a property which was within the parking district. It was, of course, surrounded by buildings that were in the parking district and paying taxes. But because it was a government agency of the Town of Riverhead, it was exempted from the part of the parking district. Now, that it is a restaurant, a retail operation, it makes good sense that it should be part of the parking district as the customers are using the parking and therefore, they should be paying special district taxes. Is there anyone who wishes to address the Board on the proposal to put the Chinese Restaurant in the parking district?"

Arthur DiPietro, Attorney, "I would just like to note my appearance for the record."

Supervisor Janoski, "Why don't you just get yourself on the record."

Arthur DiPietro, "I am the attorney for the applicant. I have nothing to present tonight but I just wanted to hear what was going to go on."

PUBLIC HEARING Continued

Supervisor Janoski, "Thank you Arthur. Is there anyone else present who wishes to address the Board on the matter of the Hy Ting Restaurant becoming part of the Riverhead Town Parking District and a taxpayer? That being the case and without objection, I declare the hearing closed."

8:25 PUBLIC HEARING CLOSED AT 8:27

Supervisor Janoski, "Oh wow. Well, I think we'll take up a couple of the resolutions. We only have..."

Colin Campbell, Roanoke Avenue, "I wanted to ask the Town Board; since the Peconic Bay has been virtually useless as a recreational facility for sports fishing over the last two years and it looks like that may not change, and the Sound is virtually inaccessible to trailer boats from Riverhead Town and it doesn't really seem very practical or very realistic that we're going to have access this year, is there any possibility of working out a deal with Southold Town, some kind of reciprocity, some kind of special permit or taxation permit which Riverhead boaters might have access to the Sound through Mattituck Inlet."

Supervisor Janoski, "It certainly wouldn't hurt to ask."

Colin Campbell, "Could you look into that because I.... Speaking for boaters here in town, I would be certainly willing to pay a fee, 50 or 100 dollars a year just to have access to the Sound. And right now, unless we go to Brookhaven which costs like 35 dollars per launch if you're out of town or to one of the private ramps out of Orient, We have no access to the Sound whatsoever. And Mattituck Inlet would be awfully nice because it's a protected inlet. Thank you."

Supervisor Janoski, "I've often wondered why that wasn't the dividing line between the Town of Southold and Riverhead. I already did. I asked that question already. If you've ever seen it from the rear, it almost cuts across the fork and it should be the boundary. Yes sir."

Bob Clement, Wading River, "Hello. I'm just kind of concerned about the Wading River Creek and the situation there. We have heard a lot of things said. But at the moment, we're a little bit confused as to if there is a time table for dredging the creek that we can expect in that Wading River area this year."

Supervisor Janoski, "Do you want to? You're more familiar with what's going on."

Richard Ehlers, "I think it's safe to say that there are three separate areas being developed by the Town. The Lighting Company, has required as a condition of their permits for the power plant, to do maintenance dredging of that inlet. Their permit however, to do the dredging has been blocked, we understand, by the Secretary of State's in Albany, because of the connection with the Nuclear Power Plant. In order to divorce that issue from the recreational boat issue which is your concern, the Town Board

PERSONAL APPEARANCES ContinuedRichard Ehlers, Continued

has authorized an application to be made by an engineer for the Town to try to obtain a dredging permit in the Town's name which would separate it from the Long Island Lighting Company's application. If that application is granted, the Town Board has also passed a resolution asking that in the event the Lighting Company for whatever reason, fails to honor their commitment to dredge the Creek, that the creek be placed on the County's dredging list. So that while we're trying to get the permit which we don't have yet, we're working our way down the County dredging list, so in the event we get the permit and the Lighting Company is asked to do it and they refuse and we begin to litigate with them, their willingness or unwillingness to do what the permit permits them to do, we will also have progressed down the individual list for the County dredging program. So it's not in the hands (unfortunately) of this Board to cause the dredging at this time. It's in the hands of the Secretary of State through the Coastal Zone Management provisions to give a recommendation to the D.E.C. that a permit be granted. And it's that recommendation stage, that the thing fell apart. They had a maintenance dredging permit which was for a period of years and that type of permit was good for that period of years then it comes up for renewal and it's in the renewal stage now. As a side, the Town Board authorized the investigation of a larger area to the rear to be dredged for a more secure launching facility in the back and that also needs a D.E.C. permit. So we're basically before the regulators and we tried to split the application away from the power appointed issue recognizing that it is the recreational nature of the use of the creek."

Bob Clement, "I'd just like to ask one more thing. In your professional opinion, what do you think the bottom line is for the summer of '87? It's going to be tough."

Richard Ehlers, "It's a lengthy procedure. One of the things we're trying to do is piggyback onto the Lighting Company's application. In other words, they developed data. These guys love data. So there's a whole lot of data up there. Our consultant, Mr. Marlo..., Aldo Marletti, was attempting to have their case file referenced in our application. Now that sounds like a simple thing to do but it is not that simple. If we can get that reference, that would provide a lot of the data and would save us the expense and the time of rebuilding things like current flows and other basic background data."

Councilman Prusinowski, "Dick, at one meeting we were supposed to draft an application ourselves and put in. Did we do that?"

Richard Ehlers, "That's what Mr. Marletti is retained to do."

Councilman Prusinowski, "Who physically has this application now? Where is it? At the D.E.C.? Secretary of State?"

6/2/87

PERSONAL APPEARANCES Continued

Richard Ehlers, "The application goes to three agencies. It goes to more than that but primarily three agencies. The D.E.C. and the Army Corps of Engineers are the actual approving agents. The Secretary of State is the supervisor of the Coastal Zone Management system. And only upon the recommendation and it needn't be favorable, but they must make a recommendation. Can the D.E.C. act under that Coastal Zone Management."

Councilman Prusinowski, "I have two recommendations for everybody that lives in Wading River and I'm going to do it personally tomorrow. One is off the wall which I already said. I think we should go down there and dredge it and let the D.E.C. come down and do something about it. Number two, you should call Joe Sawicki and Ken LaValle because they are our state representatives and you should get on the phone and tie up their phones. And say; hey, we want this permit approved. If these guys get elected, they come around and campaign and say how much they're going to do for you as state representatives and it's their responsibility to get this permit through. Because the second one is like what's going on with this garbage barge which has been displaced. Two thirds of that garbage belongs to them and now they're making a political football out of it. Ask them. They're the state representatives. Call them on the telephone and say I live in Wading River. The Town of Riverhead is trying to get this permit through. Can you help us to get this thing done? I'm going to do it tomorrow. I'm going to call Joe Sawicki. I helped write his ads in the last campaign and I'm going to ask him to do something about it and we'll see what happens. But I think more people not just me because he knows me. You and all the people up there, the association. They should put the heat on Ken LaValle and Joe Sawicki to get this thing done. That's their district. They represent us. They are the ones that should help us do it. Period."

Bob Clement, "Thank you very much for your good advice."

Supervisor Janoski, "Well, Let the record show that the hour of 8:36 p.m. has arrived. The Town Clerk will please read the notice of public hearing."

PUBLIC HEARING - 8:35 p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, June 2, 1987 at 8:35 p.m. to hear all interested persons regarding: The Application of Wm. Roberts to construct a single-family residence on Cliff Road, Baiting Hollow.

Submitted for the record.

Wm. Roberts - 28 Page packet including photographs, surveys and letter.

Supervisor Janoski, "Thank you. Is there anyone present representing the applicant? The applicant himself."

PUBLIC HEARING Continued

William Roberts, Baiting Hollow, "Members of Town Government. With that submitted, you can notice...."

TAPE INAUDIBLE

William Roberts, "....the exit is, again, onto Sound Avenue. When this parcel was bought in October of '64, it was sold in good faith and purchased in good faith as being a buildable lot. The parcel (itself) appears on a pre-existing filed map with the County Clerk of Suffolk dated October 16, 1930 and the file number 591. The parcel fronts on Long Island Sound and is surrounded by summer bungalows and vacation houses that were built from 23 to over 30 years ago. The parcel is the only vacant lot left on the bluff or cliff which sufficient plateau from the right-of-way, the private right-of-way to the edge of the bluff on which a house can be constructed. The parcel is unique however, because of its dimensions and topography. It's only 50 feet wide as are many parcels when the land was divided up in 1930. It is 255 feet deep; from the right-of-way to the average highwater mark of Long Island Sound. The plateau measures 44 feet at an elevation of about 100 feet above sea level and then naturally, it drops down to zero at the base of the bluff. My wife and I decided over the years, either to build the lot, sell the lot or keep it and try to have our assessments reduced. We never were successful in having our assessments reduced. We grieved four times before the Board of Assessment Review and were turned down each time. Taxes were nominal at the beginning. They totalled less than 100 dollars during the tax year 1979-80 and are now over 500 dollars during this past year. Four times we were denied any change of reduction in assessment by the Board of Assessment Review. During 1971, we applied to the Zoning Board of Appeals and were granted a variance to have a front-yard setback of only five feet instead of 40 feet. The Zoning Board of Appeals taking into account the shallow ductal plateau on top of the bluff. We did not exercise our option to build at that time because of financial reasons. Each time we were turned down by the Board of Assessment Review, we were told; unless proved otherwise, yours is a buildable plot. And that dates back for a number of years. When we decided (finally) to sell the lot, we found out it was worth much more if it was buildable than if it were not. Therefore, we approached the Building Department and were told; well, yours is a unique lot because of its topography and you would have to get different approvals before you could even be considered for granting a building permit. Start with the C.A.C. The Conservation Advisory Council. I applied to the C.A.C. with an application and exhibits dated March 27th. I included photographs showing that there was no erosion of any of the properties that have stood there for many years, over 25. I took photographs of the base of the cliff showing there was no erosion there. I included a copy of a letter from the D.E.C. authorizing me and giving me approval to build on that property. That letter was dated August, '85. I also included a Zoning Board of Appeals variance granted to me in March of '71. However, the C.A.C. denied my application to build for the following reasons; number one, they misread distances on my survey. They said I only had 30 not 40 feet of plateau. Actually I have 45. They missed an extra five feet. Five feet is critical when you're talking about edge of bluff and distance from the road. They also

PUBLIC HEARING ContinuedWilliam Roberts, Continued

said that the C.A.C. has maintained a policy of requiring a setback of not less than 100 feet from the edge of the cliff. The purpose of this policy is twofold. First, to protect the edge of the cliff's accelerated erosion due to storm water runoff generated by new construction. Second; the available data indicates that bluff erosion in the vicinity of Long Island Sound occurs at approximately one foot per year. For that, I have one answer. As the General at Bastogne said; nuts to that statement. The 100 foot setback may be appropriate for grand manors being erected on one plus acre lots on Long Island Sound but it is totally unrealistic when applied to a 50 foot wide lot that I own. Also, 100 foot setback may be appropriate for luxury condominiums going up along the Sound. But a season condo is to apply the same yardstick, again, to my 50 foot wide parcel. New construction need never accelerate edge of cliff erosion if it is done carefully. Yes, it becomes a problem when you have mammoth sized bulldozer maneuvered by irresponsible operators that indiscriminately push, scar and level everything in sight. And in this statement that bluff erodes on Long Island Sound at the rate of one foot per year, is garbage. This erroneous conclusion was first presented to me during the D.E.C.'s meetings during mid 1984 when they tried to sell article 34, section 505 complete with their maps. Speaking after the speaker rose from the audience to challenge that statement that the D.E.C. personnel made and to tell the four D.E.C. officials how we stopped the erosion in their tracks with beach grass and Japanese black pine plantings. That there was zero erosion of their property. That every lot on Long Island Sound was not a Rocky Point situation. And also, I have a D.E.C.'s old aerial map showing the vegetative plantings holding back the bluffs from being eroded. The C.A.C. further went on in turning down my application in saying that based on the survey, it appears that my proposed dwelling would be constructed with three feet of the existing bluff line giving my proposed residence and assumed useful life of approximately three years. That's wrong mathematics because I just gained an extra five feet that they didn't count. So at least my house will last eight years and nobody said I have to excavate 32 feet. If I excavated 28 feet and cantilevered the rest, all of sudden my house will last for 12 years. And even maybe longer than that, maybe forever. Because none of the houses around me have ever toppled and they have the same plateau that I have on a lot that I'm trying to get approval for. So I was turned down. But I filed my appeals. My application was filed originally on March 27th. I got the denial letter from the C.A.C. on April 14th. The denial letter was postmarked April 23rd. The letter was dated denying me my permit, April 14th. The envelope was postmarked April 23rd. The earliest I could receive that letter would have been April 24th. But section 107-7D of the Town Code says; I had to have a reply within 21 days of filing my application. So the C.A.C. missed their deadline by 7 days. Also, the minutes of the C.A.C. meeting for the month of March was the following statement: the C.A.C. discussed an application for a dwelling for an undersized lot on Edwards Avenue. The C.A.C. agreed that the applicant forfeited his option to build as granting in a 1971 letter which would have been from the Zoning Board

PUBLIC HEARING ContinuedWilliam Roberts, Continued

of Appeals, when he failed to do so later that time. Now, I don't know if the C.A.C. is in the business of deciding that I get a rebate now on all my taxes since 1971 because what they were really saying is; you had unbuildable lot in 1971. But I have been paying full taxes on it all those many years. Also, my application was filed on a Friday, March 27th but it was discussed on the Tuesday, March 31st meeting. I don't think I got a good shake. During that discussion, I don't think that all of the exhibits that I presented to the C.A.C. were taken into account. And then in closing, I have to ask just what purpose does the C.A.C. serve? I have read (in a Town Code) that functions of the Conservation Advisory Council of the Town of Riverhead as its function, shall advise the Town Board of the Town of Riverhead in the promotion, development, management and protection of its natural resources. And such council shall engage in those functions authorized by the provisions of a general municipal law section 239X. When I looked that up in the explanation of the general municipal law, it's a much more expansive than the section of Riverhead Town Code. Does the C.A.C. intend to prevent me from building on my lot so it can add it to the natural resources of the Town of Riverhead? My 55 wide by 255 foot deep lot is a narrow sliver tucked nearly in the middle of a 25 hundred half mile long stretch of privately owned bluffs and cliff and beach where Edwards Avenue terminates at Long Island Sound. My 55 foot wide by 255 foot deep lot is surrounded by summer bungalows and vacation homes built over 25 years ago and not one of them yet has toppled into the Sound. And on the east side, there's 11 one acre minimum waterfront lots in the Fresh Pond Landing or Camp Grand development. My 50 foot wide by 255 foot deep lot has a 44 plus deep plateau on which a house can be built. My lot is like a little fly speck on a table cloth size map of Riverhead. Does the C.A.C. intend to exercise the right of eminent domain? Condemn, exploit me of my lot and add it to the natural resources of the Town of Riverhead. Does it intend to do so with all of my other neighbor's lots who own cliff top property and beach along the half mile stretch of bluffs where my lot is located? And should my lot ever be built with a house, what business would it be to the C.A.C. or to the anyone else if that house tumbled down the cliff onto the beach which could never happen? It wouldn't cost the C.A.C. a penny. It wouldn't cost the Town of Riverhead a cent. It wouldn't cost any taxpayer anywhere a cent. Because my lot, 35, is not located on Dune Road. Any loss would be strictly out of the pocket of the owner of that lot on which that house was built. There's no financial assistance anywhere. Please help me cut through bureaucracy and reverse the C.A.C. denying my application. And lastly, I can understand this public hearing process when that involves subdivision. I think however, in this instance where it's a single lot, a single residence, going through a public hearing process is a waste of time, money and a lot of aggravation. Maybe there's a better technique to have it done rather than through a public hearing. I thank you for hearing me out."

PUBLIC HEARING Continued

Supervisor Janoski, "Is there anyone who wishes to address the Board regarding the application to construct a residence on Cliff Road? Bill."

William Pollen, C.A.C., "It is the policy of the C.A.C. to advise the town on environmental sensitive areas. We feel that the bluff is one of those areas. In reference to lot number 39, 2, 35 on Cliff Way, it's the policy of the C.A.C. to use a 100 foot setback from the bluff line. In some instances, we will allow some improvements to be done within that zone. In this case, however, we feel that to build a family structure so close to the bluff, there will be irreparable damage to vegetation which will lead to the instability of the cliff. If you allow such destruction of vegetation along the bluffs, it will set a standard that we are opposed to. This lot which is only 42½ feet by measurements of the bluff line to the Cliff Way, can not get a frontyard depth of 40 feet which is in violation of the zoning code. The cesspools will be less than 100 feet from the existing well. Also, the property will not meet requirements of the Zoning Article 13, Subsection 108-60 of the street parking schedule which says there can not be less than one parking space for a single family structure. The size of the parking space must be 350 square feet as stated in Article I, Section 108-3."

Councilman Prusinowski, "I just have one question. You measured it from the bluff line? So you came up with 40 what?"

William Pollen, "It's 42½ and a half feet. It depends where you determine the bluff line. There is no pure definition of a bluff line. And as far as his application from the D.E.C., the D.E.C. has no standard along the bluff line over ten feet contour."

Councilman Prusinowski, "Where did I hear that the lot is 200 feet long? I'm looking at the survey."

William Pollen, "It goes all the way down to the mean high water mark. The area of land is only 42½ feet by 50 feet wide."

Councilman Prusinowski, "Ok. It's clear to me now."

Supervisor Janoski, "Thank you Bill. Is there anyone else who wishes to address the Board regarding this application. Just a minute Bill. Betty."

Betty Brown, "I'm representing the North Fork Environmental Council. We would like the Board to consider the inherent instability of the North Shore coast and the bluff. Along with the 1980 recommendation of the Long Island Regional Planning Board to preserve the North Shore from Baiting Hollow to Roanoke Avenue. We have concerns of the ability of meeting the setback requirements of coastal erosion hazard area map and the future enforcement of these setbacks by the D.E.C. beginning in eastern townships within 30 days. We caution that this application could be precedent setting. Any possibility of face of the bluff being degenerated attributed to excavation, lack of proper drainage, etc. and the need for a title wetland permit is a concern to be addressed. We

PUBLIC HEARING, ContinuedBetty Brown, Continued

recommend that an alternative use be explored and neighborhood access to the shore or perhaps a public purchase are possibilities. A use other than development would have virtually no impact on the bluff. We advise the Board to visit this parcel. It is our observation that the bluff and the vegetation would have to be destroyed and levelled to construct a home on the site in the position that the application desires. We urge the Board to deny this application."

Supervisor Janoski, "Is there anyone else who wishes to address the Board on this matter? Bill."

William Roberts, "I urge the Board to approve the application by the photographs submitted. By having proved that the rate of erosion is not at the rate of one foot per year. None of my neighbor's houses have been damaged. None of them have toppled and none of them have had the luxury of a 25 foot setback from the edge of the bluffs. We crawled on those bluffs on hands and knees for weeks at a time planting beach grass and Japanese black pines and we stabilized the bluff. As I said, this is not Dune Road. This is not Rocky Point. In fact, the maps that the D.E.C. presented that we challenge some of their statements about erosion of the bluffs, shows Fresh Pond Landing. The dark areas on the photographs show where the bluffs are stabilized and they had to admit that we were right and they also said we will take your comments under advisement and that's where it ended. Nothing happened. I urge that you approve my application."

Supervisor Janoski, "Bill, is there anything there beside your statement of testimony that you would like to make part of the record of this hearing?"

William Roberts, "Yes. I'd like to attach the map from the D.E.C.; the Coastal Erosion Hazard Area Map."

Supervisor Janoski, "Councilman Prusinowski has a question."

Councilman Prusinowski, "Bill, just two questions. Number one; (they're both related) I missed why didn't you build in 1971 and I see your letter here. Say it on the mike so they have it on tape. Why didn't you build in 1971?"

William Roberts, "Because I didn't know you then."

Councilman Prusinowski, "Ok. And because on the bottom of this letter from Pat Tormey, it says you must obtain your permit within one year from the date of the hearing."

William Roberts, "That is true. I understand that. And I'm well aware that I would have to get a variance again from the Zoning Board approval but I don't think it's for the C.A.C. to tell me that. I know I had to get it from the Zoning Board of approval not from the C.A.C."

PUBLIC HEARING Continued

Supervisor Janoski, "Why are we holding this hearing?"

Richard Ehlers, "Just to clarify the procedure. The application was to the Conservation Advisory Council. The Conservation Advisory Council can not make a final decision. They can only make a recommendation. It becomes a final binding decision after service on the Town Board and the application if nobody objects. So what happened is; he went to the Conservation Advisory Council. They advised against his application. It would have been final except he had this opportunity for a hearing before the Town Board to discuss whether or not the Conservation Advisory Council's should be followed by this Board or remanded to them or whatever this Board determines to be appropriate course."

Councilman Prusinowski, "The only reason I asked that question is because in reading the correspondence from the C.A.C., they use that as one of the basis other than the erosion of the bluffs. And just so you understand, you know how they measured your property. They measured it from the bluff line."

William Roberts, "I went by the survey."

Councilman Prusinowski, "I understand that. But we don't do that any more on the bluffs to be honest with you Bill. With the new environmental rules today, they don't do that. They determine what the bluff line is. Then they measure from there for the setback. Just so you know."

William Roberts, "There are concrete monuments up there."

Councilman Prusinowski, "And since 1971, the laws have changed in New York State."

William Roberts, "These monuments were set (I guess) in '84."

Councilman Prusinowski, "And since '84, believe it or not, the laws have been amended."

William Roberts, "I know. Everything is in a state of flux."

Supervisor Janoski, "Thank you Bill. Before I close, is there anyone else who wishes to add anything to this application? Richard."

Dick Benedict, Fanning Boulevard, "Again, as a taxpayer in the Town of Riverhead, I think what we ought to do first is do anything you can to see that the guy can build. Not that he can't build. I'm all for environmental controls too. Setbacks on the Sound there. With Riverhead already being over 30% tax exempt, I think we ought to look and see what our alternatives are. Thank you."

Supervisor Janoski, "Thank you Dick. Is there anyone else? That being the case and without objection, I declare the hearing closed. We are going to take a recess, but Mr. and Mrs. Campbell had asked for an opportunity to address the Board and

PUBLIC HEARING ContinuedSupervisor Janoski, Continued

the audience concerning the safe homes program. And I would recognize Mrs. Campbell for that purpose."

8:35 PUBLIC HEARING CLOSED AT 9:00

Glorian Campbell, Roanoke Avenue, "I'm speaking tonight as the secretary of the Parents/Student/Teachers Association of Riverhead High School. Just to tell you Board members and the audience who may not be aware, the parents have been doing a lot of things in the Riverhead community. And from a number of years ago where there was a P.T.A. in Riverhead and it died out and that was the end, we now have parents groups in every school in the district and you may be aware that Riley started one and built a playground and that kind of mushroomed. All the Elementary Schools started parents groups and Phillips, Aquebogue, Roanoke have all built playgrounds. And a group of us who moved on, our children went to Pulaski Street, we've now had a parents group at Pulaski Street for a number of years and we now have one at the Middle School. It started at the Junior High and this year we started one at the High School again. We had our vice president, our president is Pat Gadzinski who will speak to you in a minute. Our vice president, Ann Cotton who is also a teacher at the High School, had to leave because things kind of went on. And we have Phyllis Gadzinski representing the Middle School and none of our parents from Pulaski Street were able to be here tonight. We have been doing a lot of things and moving along. And the two things that the High School group is very involved in is, we are planning a post prom party so that young people after the prom is over and they all like to do something else like that, don't have to look around or get into situations where they find difficulty; out on the roads at night. Perhaps being tempted to be drinking and driving. And the parents association is sponsoring a post prom party which will be held at the Hampton Tennis Academy in Quogue which will go from 1:30 in the morning until 6:00 in the morning. There will be refreshments, swimming and a D.J. and so on. That's one of our activities. And the other activity that we're involved in is the safe homes. And I'm asking Pat Gadzinski to say a couple of words about the post prom party and then Colin will talk to you about the safe homes."

Pat Gadzinski, Claus Avenue, "I'm president of the Riverhead High School Parent/Teacher/Student Association because we do have student members. This year we have tried to have post prom parties for the students. It will be after the prom. And as Glorian Campbell, it's at the Hampton Tennis Academy. We have gone public with this because we'd like to get the support of the community. We feel it's important that our teenagers know they can have a safe place to go and have fun without the peer pressure of drinking and drugs. Anyone in the community, if you can help us either financially or if you care to be a chaperone, we'd love to have you. Maybe someone on the Town Board would like to come chaperone. It's going to be a great time. And anyone else, if you can help us, please give us a call or contact us through the High School. Thank you."

PERSONAL APPEARANCES Continued

Supervisor Janoski, "Thank you Pat."

Colin Campbell, "The other thing, we talked about the prom party as a safe place for our kids to go. But other than providing a safe place, I think it's appropriate for us to reward our seniors with something that we can do for them that they can't really do for themselves. And by renting the Tennis Academy which they would not be able to put together in getting a good D.J. and so on and food and this that and the other thing. It's really a recognition of the four years that they've put together and hopefully succeeded at. The other piece is directly aimed at the drinking and drug and drinking and driving problem which exists in all of the communities on Long Island, all the communities across the country. And one of the things that we have always heard from parents; what can we do. The safe homes program which were inaugurating here in Riverhead tonight is something you can do. Basically, safe homes is simply an agreement between parents to do three things. One; not serve alcohol to under age people in their home in a social situation. Two; to supervise all teen social gatherings. And three not to allow drug use at all. The third one really kind of goes without saying. But fortunately or unfortunately in Riverhead Town, having lived here for a number of years and knowing a lot of kids here, I do know that like every other town on the Island, not a weekend goes by that there is a party where beer is available, where parents know it's available. And not only is it obviously against the law for the 21 age limit, it is something that is not appropriate and is not safe for young people. As a parent of a teenager, my question becomes; where can my daughter go to a party in safety. Where can she go that I know that she's not going to put under the pressure of having alcohol served, having it approved by parents and what not. The safe house program makes it very simple. We will have a brochure. We were going to have it tonight but I didn't get it printed in time but that's the way life is some days. We will have a brochure and we have a couple of copies here of Westhampton's program which we'll be distributed throughout the community in the next couple of weeks. Parents who wish, and people who aren't parents, anyone who wishes to support the program, simply signs the term of agreement which I've already outlined. Sends it in to us and they will receive in return a list of all the parents who have signed the agreement. This will be renewed in Riverhead on a yearly basis. So that I will have a list and all the other parents who have signed this will have list of the people who have said; I will maintain a safe home for parties, a safe home for kids. This is not meant to be discriminatory. It is not meant to ostracize anybody. Everyone has freedom of choice. The basic purpose of the program is twofold. One; to let us (as parents) know who is in agreement with our particular view on this matter. And two; to send a very unified message to our kids that this kind of risk is something that we would rather they didn't do. So we would ask that the Riverhead Town Board proclaim this as safe homes week. And we are now joining Southold Town, Westhampton Beach, Easthampton and a number of other communities on the East End in inaugurating a safe homes program. And we hope that over the years, it will become Island wide. Shoreham-Wading River is beginning a program. We hope it will become Island wide and it

PERSONAL APPEARANCES Continued

will become a unified program throughout. What we would like to do is offer to you, (we were only able to get one) a tee-shirt. The first year we're poor. Next year we'll have a bunch. We'd like to give Mr. Janoski for the Town Board, a safe homes tee-shirt and ask that you wish us well in our endeavors to help the young people in the town."

Supervisor Janoski, "Thank you very much and I commend you on behalf of the Town Board for your efforts on behalf of our youth. I believe that it is entirely correct and I will expect that a Councilman will move and a Councilman will second, and maybe double second and we will pass by acclamation a resolution declaring that proclamation of that appropriate week. And having said that, we will adjourn until 25 minutes past the hour of 9 p.m. I'm sorry. I said adjourned. Recessed."

TOWN BOARD MEETING RECESSED AT 9:08
TOWN BOARD MEETING RECONVENED AT 9:36

Supervisor Janoski, "Ok. We will return the meeting to order and we will take up the resolutions."

RESOLUTIONS

#340 AUTHORIZES SOLICITATION FOR BIDS FOR RENOVATIONS TO RESTROOMS AND NEW RESTROOMS AT STOTSKY PARK.

Councilman Boschetti offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Town Clerk be and is hereby authorized to advertise for Sealed Bids for the Renovation and New Restroom Facilities at Stotsky Park for the Riverhead Recreation Department, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to open and publicly read aloud said bids at 11:00 a.m. on June 16, 1987 at Town Hall, 200 Howell Avenue, Riverhead, New York and to make a report of said bids to the Town Board at the next public meeting following the opening of the bids.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#341 AUTHORIZES REMOVAL OF ILLEGAL SIGN.

Councilman Boschetti offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, a freestanding sign advertising a proposed shopping center has been erected on a parcel located on the south side of New York State Route 25A west of Wading River-Manor Road (Suffolk County Real Property Tax Map No. 0600-73-01-1.4 and 0600-73-01-1.19) at Wading River in the Town of Riverhead, New York, which sign is not in compliance with Section 108-56 of the Town Code of the Town of Riverhead, and

RESOLUTIONS Continued

WHEREAS, the Town Attorney has issued notice to the owner of said sign, Ed Licalzi/Coebuilt Construction, 7 Barnsley Crescent, Mt. Sinai, New York, 11766, that the sign is in violation of the Town Code and must be removed or be subject to Town removal at the owner's expense, and

WHEREAS, the owner has to date, failed to remove said illegal sign;

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Riverhead be and is hereby authorized to remove said illegal sign located on the south side of New York State Route 25A, west of Wading River-Manor Road, at Wading River in the Town of Riverhead, New York, and that all costs and expenses incurred by such removal be levied against the property owner's taxes, and be it further

RESOLVED, that a certified copy of this resolution be forwarded to Mr. Ed Licalzi/Coebuilt Construction, 7 Barnsley Crescent, Mt. Sinai, New York, 11766, and to the Riverhead Building Department.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#342 DENIES SITE PLAN OF MANOR ASSOCIATES.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, Manor Associates did submit to the Town Board of the Town of Riverhead a site plan and elevations, prepared by Norman F. Paulsen of 3 Harborview Drive, Stony Brook, New York dated March 17, 1987, for an office building to be located on Route 25A, at Wading River, in the Town of Riverhead, New York, and

WHEREAS, the Planning Department has determined that the building indicated on said site plan is not in conformance with the requirements of the Business CR Zoning Use District, in that it exceeds the square footage allotted to any one building;

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations, as prepared by Norman F. Paulsen and dated March 17, 1987, be and are hereby denied by this Town Board due to failure to comply with Section 108-110.2C-(2) of the Town Code of the Town of Riverhead, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Manor Associates, Box 625, Wading River, New York; to Norman F. Paulsen of 3 Harborview Drive, Stony Brook, New York; and to the Riverhead Building Department.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued#343 AUTHORIZES TOWN CLERK TO PUBLISH AND POST HELP WANTED AD
RE: ORDINANCE INSPECTOR.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below "Help Wanted" ad for the position of Ordinance Inspector with the Town of Riverhead.

HELP WANTED

The Town of Riverhead is seeking a qualified individual to serve in the position of Ordinance Inspector, who is a high school graduate and has two years experience in inspectional or investigative work utilizing codes or standardized procedures and regulations or satisfactory equivalent combination of the above education and experience.

Interested individuals must submit an application to the Accounting Department, 200 Howell Avenue, Riverhead, New York, between the hours of 8:30 a.m. and 4:30 p.m. weekdays. No applications will be accepted for this position after June 12, 1987. The Town of Riverhead does not discriminate on the basis of race, color, national origin, sex, age or handicapped status in employment or the provision of service.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#344 AUTHORIZES TOWN CLERK TO PUBLISH AND POST HELP WANTED AD
RE: PART-TIME CLERK TYPIST IN JUVENILE AID BUREAU.

Councilman Boschetti offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Help Wanted Ad for the position of Part-Time Clerk Typist with the Juvenile Aid Bureau of the Town of Riverhead.

HELP WANTED

The Town of Riverhead is seeking a qualified individual to serve in the position of Part-Time Clerk Typist in the Juvenile Aid Bureau, who is willing to work up to 20 hours per week. Days and time schedule flexible. Interested individuals must be able to type, file and perform basic clerical tasks.

Interested individuals must submit an application to the Accounting Department, 200 Howell Avenue, Riverhead, New York, between the hours of 8:30 a.m. and 4:30 p.m. weekdays. No applications will be accepted for this position after June 12, 1987. The Town of Riverhead does not discriminate on the basis of race, color, national origin, sex age or handicapped status in employment or the provision of service.

RESOLUTIONS Continued

On the vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#345 APPROVES SITE PLAN OF JAMSHID NOGHREI.

Councilman Boschetti offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, a site plan and elevations were submitted by Jamshid Nogherei for conversion of a barn to a warehouse to be located at Route 25 and Manor Road, Calverton, New York; and

WHEREAS, the Planning Department has reviewed the site plan dated April 10, 1987, revised April 24, 1987, revised April 24, 1987, as prepared by Guilor Architects, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved, and

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned, dated April 10, 1987, revised April 24, 1987, submitted by Guilor Architects.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Jamshid Nogherei for conversion of a barn to a warehouse to be located at Route 25 and Manor Road, Calverton, New York, site plan and elevations dated April 10, 1987, revised April 24, 1987, as prepared by Guilor Architects, be and are hereby approved, subject to the following:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution or other official action of the Town, shall at all times be complied with by the owner of the property covered by this site plan;

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a certified copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk and filed with the Town Clerk;

3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property, that all signage so proposed shall be coordinated in appearance and design and that all provisions of Section 108-56 of the Code of the Town of Riverhead shall be complied with;

4. That the applicant is familiar with Riverhead Town Code Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal" and agrees to abide by same;

5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, be maintained at the premises;

6. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;

RESOLUTIONS Continued

7. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;

8. That adequate parking for the handicapped pursuant to State and Federal law shall be provided that and each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto. Further, by execution and filing of this document, Jamshid Noghrei hereby authorized the Town of Riverhead to enter premises at Route 25 and Manor Road, Calverton, New York, to enforce said handicapped parking regulations;

9. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;

11. That the building to be converted and which is located on the property shall be used as a warehouse only and shall not be used for any other use; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Jamshid Noghrei and the Riverhead Building Department.

DECLARATION AND COVENANT

THIS DECLARATION, made the _____ day of June, 1987, by Jamshid Noghrei, residing at 1 Great Neck Road, Great Neck, New York, 11021, Declarant.

WHEREAS, Declarant is the owner of a certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto as provided by the Declarant; and

WHEREAS, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead and the owner and prospective owners of said parcel that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan, said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

WHEREAS, Declarant has considered the foregoing and determined that same will be in the best interest of the Declarant and subsequent owners of said parcel.

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

That Declarant, for the purpose of carrying out the intentions above expressed, does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors and assigns, to with:

RESOLUTIONS Continued

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution or other official action of the Town, shall at all times be complied with by the owner of the property covered by this site plan;

2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure, prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the Code of the Town of Riverhead shall be complied with;

3. That the Declarant is familiar with Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same;

4. Trash receptacles of a decorative design approved by the Planning Department prior to their installation at the site, shall be maintained at the premises;

5. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;

6. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;

7. That adequate parking for the handicapped pursuant to State and Federal law shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto;

8. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

9. That any and all landscaped areas shall be regularly maintained in a professional manner; and that any planters, planter boxes, window boxes or other container plantings shall be likewise maintained on a year-round basis.

Declarant has hereunto set his hand and seal the day and year above first written.

JAMSHID NOGHREI

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

On this _____ day of June, 1987, before me personally came JAMSHID NOGHREI, the owner of certain real property located at Route 25 and Manor Road, Calverton, New York, the subject property of the declaration and covenant and understands the contents thereof; and that he did swear to me that he executed the same.

NOTARY PUBLIC

The vote, Boschetti, no, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued#346 APPROVES SITE PLAN OF GRIFFING ASSOCIATES.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, a site plan and elevations were submitted by Griffing Associates for conversion of building to offices to be located at Griffing Avenue, Riverhead, New York; and

WHEREAS, the Planning Department has reviewed the site plan dated September 5, 1986 as prepared by Peconic Surveyors and Engineers, P.C., and elevations as prepared by Donald A. Denis, A.I.A., and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved, and

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned, dated September 5, 1987 and submitted by Peconic Surveyors & Engineers, P.C. and Donald A. Denis, A.I.A.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Griffing Associates for conversion of a building to offices to be located at Griffing Avenue, Riverhead, New York, site plan dated September 5, 1986, as prepared by Peconic Surveyors & Engineers, P.C., and elevations as prepared by Donald A. Denis, A.I.A., be and are hereby approved, subject to the following:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution or other official action of the Town, shall at all times be complied with by the owner of the property covered by this site plan;

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a certified copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk and filed with the Town Clerk;

3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property, that all signage so proposed shall be coordinated in appearance and design and that all provisions of Section 108-56 of the Code of the Town of Riverhead shall be complied with;

4. That the applicant is familiar with Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same;

5. That the receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, be maintained at the premises;

6. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;

7. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;

8. That adequate parking for the handicapped pursuant to State and Federal law shall be provided that and each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto. Further, by execution and filing of this

RESOLUTIONS Continued

document, Griffing Associates hereby authorizes the Town of Riverhead to enter premises at Griffing Avenue, Riverhead, New York, to enforce said handicapped parking regulations;

9. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Griffing Associates and the Riverhead Building Department.

See Page 512 for standard Declaration and Covenant.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#347 APPROVES SITE PLAN OF ELLDREW INVESTORS CORP.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, a site plan and elevations were submitted by Elldrew Investors Corp. for the construction of retail stores to be located at Route 25A, Wading River, New York; and

WHEREAS, the Planning Department has reviewed the site plan dated April 13, 1987, as prepared by Miller Associates, and elevations dated April 13, 1987, as prepared by Miller Associates, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved, and

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned, dated April 13, 1987 and submitted by Miller Associates.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Elldrew Investors Corp. for the construction of retail stores to be located at Route 25A, Wading River, New York, site plan dated April 13, 1987, as prepared by Miller Associates, and elevations dated April 13, 1987, as prepared by Miller Associates, be and are hereby approved, subject to the following:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution or other official action of the Town, shall at all times be complied with by the owner of the property covered by this site plan;

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a certified copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk and filed with the Town Clerk,

RESOLUTIONS Continued

3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property, that all signage so proposed shall be coordinated in appearance and design and that all provisions of section 108-56 of the Code of the Town of Riverhead shall be complied with;

4. That the applicant is familiar with Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same;

5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site be maintained at the premises;

6. Parking, paving and drainage shall be provided pursuant to State and Federal law shall be provided that and each handicap stall shall be designated by an individual sign erected on a station stating, "No Parking, Handicap Only", and the universal symbol affixed thereto. Further, by execution and filing of this document, Elldrew Investors Corp. hereby authorizes the Town of Riverhead to enter premises at Route 25A, Wading River, New York, to enforce said handicapped parking regulations;

9. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Elldrew Investors Corp. and the Riverhead Building Department.

See Page 512 for Standard Declaration and Covenant

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#348 RESCINDS PARK ATTENDANT - RECREATION DEPARTMENT.

Councilman Boschetti offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, Terrance O'Shea was appointed Park Attendant effective May 4, 1987 to and including September 4, 1987, and

WHEREAS, Terrance O'Shea has indicated his inability to serve.

NOW, THEREFORE, BE IT

RESOLVED, that the appointment of Terrance O'Shea made in a Town Board Resolution under date of 4/21/87 be and is hereby rescinded.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted

RESOLUTIONS Continued#349 RESCINDS PARK ATTENDANT - RECREATION DEPARTMENT.

Councilman Boschetti offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, Antone Kulesa was appointed Park Attendant effective May 18, 1987 to and including September 11, 1987, and

WHEREAS, Antone Kulesa has indicated his inability to serve.

NOW, THEREFORE, BE IT

RESOLVED, that the appointment of Antone Kulesa made in a Town Board resolution under date of May 19, 1987 be and is hereby rescinded.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#350 ESTABLISHES HOURLY RATES OF SUMMER EMPLOYEES.

Councilman Boschetti offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the hourly rates for summer employees be and are hereby adopted as follows:

<u>TITLE</u>	<u>RATE (per hour)</u>
90-Day Laborer/Park Attendant	\$5.50
Summer Intern/Summer Recreational Aides	6.00 first year 6.50 second year
Beach Attendant	5.00 first year 5.25 second year 5.50 third year 5.75 fourth year
Recreation Specialist	6.00 first year 7.00 second year 8.00 third year
Lifeguards	5.50 first year 6.00 second year 6.50 third year

and be it further

RESOLVED, that the above rates shall be effective May 15, 1987, through September 15, 1987.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued#351 APPOINTS HOME CHORE HANDYWORKERS.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, vacancies exist in the position of Home Chore Handyworker in the Town of Riverhead Home Chore Program;

NOW, THEREFORE, BE IT

RESOLVED, that Harold R. Nolan and James J. Bray are hereby appointed to the position of Home Chore Handyworker at the hourly rate of compensation of \$5.87 effective May 11, 1987.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#352 AUTHORIZES SUPERVISOR TO EXECUTE HOME RULE MESSAGE RE: RIVERHEAD LAND BANK PRESERVATION BILL.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, Assembly Bill A.4364 and Senate Bill S.3207, calls for the creation of authorization for a Town of Riverhead Land Bank Preservation Bill; and

WHEREAS, a Home Rule Message from the Town of Riverhead is necessary for proper consideration by the State Legislature.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to execute a Home Rule Message from the Town of Riverhead for Assembly Bill A.4364 and Senate Bill S.3208; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the clerks of the Assembly and Senate.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Councilman Prusinowski, "I voted against this resolution the last time. I'm still not in favor of the concept. However, it was brought to my attention that this would authorize a referendum for the people of the town to decide for themselves what they wanted. Unlike the Suffolk County Legislature, I'm voting for this resolution to give the people of the town that opportunity to vote on it for themselves."

Councilman Lombardi, "I voted against it too but now I'm changing my mind (like Vic) because we got more information on it. People will make their decision."

#353 DENIES EXEMPTION FROM MORATORIUM-APPLICATION OF ALVIN BENJAMIN.

Councilman Boschetti offered the following resolution which was seconded by Councilman Prusinowski.

RESOLUTIONS Continued

WHEREAS, Alvin Benjamin has made application for the exemption from a moratorium imposed on major subdivision applications which are pre-existing said moratorium; and

WHEREAS, this Board finds that the application of Alvin Benjamin is a new application.

NOW, THEREFORE, BE IT

RESOLVED, that the application of Alvin Benjamin for the exemption from the moratorium imposed on major subdivision; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Alvin Benjamin and the Riverhead Building Planning Board.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, no.

The resolution was thereupon duly declared adopted.

#354 APPROVES SITE PLAN RIVERHEAD ENTERPRISES.

Councilman Boschetti offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, a site plan and elevations were submitted by Riverhead Enterprises for the addition to a retail store to be used as a bagel shop to be located at 132 East Main St., Riverhead, New York; and

WHEREAS, the Planning Department has reviewed the site plan and elevations dated March 9, 1987, as prepared by Joel H. Cooper, A.I.A., and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned, dated March 9, 1987, and submitted by Joel H. Cooper.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Riverhead Enterprises for the addition to a retail store to be used as a bagel shop to be located at 132 East Main Street, Riverhead, New York, site plan and elevations dated March 9, 1987, as prepared by Joel H. Cooper, A.I.A., be and are hereby approved, subject to the following:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution or other official action of the Town, shall at all times, be complied with by the owner of the property covered by this site plan;

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and filed with the Town Clerk;

3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property, that all signage so proposed shall be coordinated in appearance and design and that all provisions of Section 108-56 of the Code of the Town of Riverhead shall be complied with;

RESOLUTIONS Continued

4. That the applicant is familiar with Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same;

5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, be maintained at the premises;

6. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;

7. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;

8. That adequate parking for the handicapped pursuant to State and Federal law shall be provided that and each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto. Further, by execution and filing of this document, Riverhead Enterprises hereby authorizes the Town of Riverhead to enter premises at 132 East Main Street, Riverhead, New York, to enforce said handicapped parking regulations;

9. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes on a year-round basis; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Riverhead Enterprises and the Riverhead Building Department.

DECLARATION AND COVENANT

THIS DECLARATION, made the _____ day of June, 1987, by Riverhead Enterprises, with offices at 39 Broadway, New York, New York, 10006, Declarant.

WHEREAS, Declarant is the owner of a certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto as provided by the Declarant; and

WHEREAS, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead and the owner and prospective owners of said parcel that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan, said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

WHEREAS, Declarant has considered the foregoing and determined that same will be in the best interest of the Declarant and subsequent owners of said parcel.

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

That Declarant, for the purpose of carrying out the intentions above expressed, does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land and shall be binding upon all purchasers and holders

RESOLUTIONS Continued

of said premises, their heirs, executors, legal representatives, distributees, successors and assigns to wit;

1. That the provisions of the Riverhead Town Code which are not addressed by this resolution or other official action of the Town, shall at all times, be complied with by the owner of the property covered by this site plan;
2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure, prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design;
3. That the Declarant is familiar with Riverhead Town Code Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same;
4. Trash receptacles of a decorative design approved by the Planning Department prior to their installation at the site, shall be maintained at the premises;
5. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;
6. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;
7. That adequate parking for the handicapped pursuant to State and Federal law shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto;
8. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
9. That any and all landscaped areas shall be regularly maintained in a professional manner; and that any planters, planter boxes, window boxes or other container plantings shall be likewise maintained on a year-round basis.

Declarant has hereunto set his hand and seal the day and year above first written.

RIVERHEAD ENTERPRISES

BY: _____

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

On this _____ day of June, 1987, before me personally came _____ of Riverhead Enterprises, the owner of certain real property located at 132 East Main Street, Riverhead, New York, the subject property of the declaration and covenant and understands the contents thereof; and that he did swear to me that he executed the same.

NOTARY PUBLIC

RESOLUTIONS Continued

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#355 AUTHORIZES SUPERVISOR TO EXECUTE AGREEMENT RE: JUSTICE COURT STENOGRAPHERS.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Supervisor be and is hereby authorized to execute an agreement with the court stenographers for the Justice Court as follows:

THIS AGREEMENT, made the _____ day of April, 1987 between the TOWN OF RIVERHEAD, a municipal corporation having its principal office at 200 Howell Avenue, Riverhead, New York, 11901, and _____, Certified Court Reporter, residing at, _____.

WHEREAS, the Town of Riverhead wishes to engage the services of _____, Certified Court Reporter, who will personally, or by her agent, provide court reporting services to the Riverhead Town Justice Court; and

WHEREAS, _____, has agreed to perform services as a Certified Court Reporter to the Riverhead Town Justice Court.

NOW, THEREFORE, it is agreed as follows:
Court Reporter Services fee shall be:

1. One hundred and 00/100 (\$100.00) dollars per appearance from A.M. session until 4:00 P.M., or any part thereof. If extra session is required after 4:00 P.M., the fee would be an additional thirty-five and 00/100 (\$35.00) dollars for any four hours, or any part thereof. This includes regular court calendars or jury trials;

2. If a jury trial is cancelled, and unless 48 hours notice is given, there is an appearance fee of fifty and 00/100 (\$50.00) dollars. Special jury trial assignments shall be paid the same as herein stated. The Town may cancel such appointment up to 48 hours prior to the time of trial without incurring a show-up fee;

3. If a Tuesday session is cancelled, there will be a fee of seventy and 00/100 (\$70.00) dollars;

4. There will be a two and 00/100 (\$2.00) per page fee for any transcript of proceedings as required by the Town;

5. The above services shall be provided for the Monday Criminal court sessions by Myrtle Kiefer, or her agents;

6. The above services shall be provided for the Wednesday Civil court sessions by Gail Roshen, or her agents;

7. The term of this Agreement shall be from _____, 1987, through _____, 1987.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued

- #356 AWARDS BID FOR INSTALLATION OF WATER MAINS & APPURTENANCES
RE: 4-H NASSAU COUNTY EXTENSION 23B.

(See Water District Minutes)

- #357 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC
HEARING RE: AMENDMENT TO SECTION 101-3(A) OF THE RIVERHEAD
TOWN CODE.

Councilman Boschetti offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to amending Section 101-3(A) of the Riverhead Town Code.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 16th day of June, 1987, at 7:55 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to amending Section 101-2(A) as follows:

<u>Intersection</u>	<u>Stop Sign on</u>	<u>Entrance From</u>
<u>Dogwood Drive</u>	<u>Gully Road</u>	<u>East</u>

*broken lines represent deletion

*underscore represents addition

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

- #358 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC
HEARING RE: AMENDMENT TO SECTION 108-27(B), 108-34(B) AND
108-39(B) OF THE RIVERHEAD TOWN CODE.

Councilman Boschetti offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to amending Section 108-27(B), 108-34(B) and 108-39 of the Riverhead Town Code.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 30th day of June, 1987, at 7:30 o'clock p.m. at a special board meeting of the Riverhead Town Board at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons with regard to amending Section 108-27(B), 108-34(B) and 108-39(B) of the Riverhead Town Code by adding the following to each section:

RESOLUTIONS Continued

(5) Rolling or sliding security-type grilles, subject to Site Plan Review. Rolling or sliding security doors are prohibited on retail building facades.

*broken line represents deletion

*underscore represents addition

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#359 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING RE: AMENDMENT TO SECTION 108-42(B) OF THE RIVERHEAD TOWN CODE.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to amending Section 108-42(B) of the Riverhead Town Code.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 30th day of June, 1987, at 7:40 o'clock p.m. at a special board meeting of the Riverhead Town Board at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to amending Section 108-42(B) of the Riverhead Town Code by adding the following:

(7) Rolling or sliding security-type grilles, subject to Site Plan Review. Rolling or sliding security doors are prohibited on retail building facades.

*broken lines represents deletion

*underscore represents addition

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#360 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING RE: AMENDMENT TO SECTION 108-58 OF THE RIVERHEAD TOWN CODE.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to amending Section 108-58 of the Riverhead Town Code.

RESOLUTIONS ContinuedPUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 30th day of June, 1987, at 7:50 o'clock p.m. at a special board meeting of the Riverhead Town Board at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to amending Section 108-58 of the Riverhead Town Code as follows:

108-58. Permitted uses of front yard.

In connection with a business, goods, wares, merchandise, produce, machinery, cars, trucks, trailers, any other type of vehicle, temporary signs, lumber or other materials, including homegrown or homemade products produced on the premises, may shall not be displayed, stored, kept, assembled or prepared ~~fifteen-(15)-or-more-from-the-street-line~~ in the required unoccupied area of the front yard of the given zoning use district, in other such landscaped areas as may exist on the site, or in the areas intended for customer access.

*broken lines represent deletion

*underscore represents addition

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#361 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING RE: AMENDMENT TO SECTION 108-64.1(B) AND SECTION 108-64.1(D) OF THE RIVERHEAD TOWN CODE.

Councilman Boschetti offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to amending Section 108-64.1(B) and 108-64.1(D) of the Riverhead Town Code.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 30th day of June, 1987, at 8:00 p.m. at a special board meeting of the Riverhead Town Board at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to amending Section 108-64.1(B) of the Riverhead Town Code by deleting said section as it now exists and adding a new Section 108-64.1(B) as follows:

B. Trees. Trees shall be required along street frontages at a distance equal to the average diameter for the given species at maturity. Said requirement shall be specifically excepted by the Town Board when granting a change of zone or when it is deemed through the functions of site plan review that an aesthetically acceptable substitute, appropriate

RESOLUTIONS Continued

to the use and location, has been provided. Such substitute must utilize a number of trees that is at least equal to that arrived at if placed along street frontages. The number of trees shall be computed without taking into account that footage devoted to driveways, and in no instance shall trees be planted within five (5) feet of a driveway or edge of a driveway.

Section 108-64.1(D) shall be amended as follows:

D. Where the applicant's building or buildings are ~~retail~~ non-residential buildings in nature and where the aggregate square footage is ~~twenty-five-thousand-(25,000)~~ ten thousand (10,000) square feet or more, the applicant must provide landscaped raised islands within the parking area at the rate of twenty (20) square feet of landscaped island per each parking space required. Such islands shall be landscaped at least eight (8) feet wide, measured on the shortest side, and surrounded by curbing that conforms to the town's standard specifications. Wherever possible, such islands shall be installed so as to separate parking vehicles. Such islands shall be landscaped with one (1) tree every ~~twenty-(20)~~ feet one hundred (100) square feet and with appropriate shrubbery, which landscaping shall be maintained.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#362 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING RE: AMENDMENT TO SECTION 108-114(D) OF THE RIVERHEAD TOWN CODE.

Councilman Boschetti offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to amending Section 108-114(D) of the Riverhead Town Code.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 30th day of June, 1987, at 8:10 o'clock p.m. at a special board meeting of the Riverhead Town Board at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to amending Section 108-114(D) of the Riverhead Town Code as follows:

D. Parking shall be provided in conformity with the Parking Schedule and S108-60 of this chapter. For each parking space required, there shall be provided thirty (30) square feet of landscaped island or green area. Such areas shall be not less than eight (8) feet in width, measured on the shortest side. Such areas shall be contained by curbs and conforming to the Town of Riverhead highway specifications.

RESOLUTIONS Continued

Said areas shall be landscaped with not less than one (1) tree every ~~thirty-(30)-feet~~ in accordance with Section 108-64.1(D) of this chapter. Said areas shall be maintained as set forth in Subsection A above.

*broken line represents deletions
 *underscore represents additions

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#363 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING RE: AMENDMENT TO SECTION 108-119(C) OF THE RIVERHEAD TOWN CODE.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to amending Section 108-119(C) of the Riverhead Town Code.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 30th day of June, 1987, at 8:20 o'clock p.m. at a special board meeting of the Riverhead Town Board at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to amending Section 108-119(C) of the Riverhead Town Code as follows:

C. Parking shall be provided in conformity with the Parking Schedule and S108-60 of this chapter. For each parking space required, there shall be provided thirty (30) square feet of landscaped island or green area. Such areas shall be not less than eight (8) feet in width, measured on the shortest side. Such areas shall be contained by curbs conforming to the Town of Riverhead highway specifications, shall be landscaped with not less than one (1) tree every ~~thirty-(30)-feet~~ in accordance with Section 108-64.1(D) of this chapter, and shall be maintained as set forth in Subsection A above.

*broken line represents deletions
 *underscore represents additions

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#364 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING RE: AMENDMENT TO SECTION 108-56 OF THE RIVERHEAD TOWN CODE.

RESOLUTIONS Continued

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to amending Section 108-56 of the Riverhead Town Code.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 30th day of June, 1987, at 8:30 p.m. o'clock at a special board meeting of the Riverhead Town Board at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to deleting Section 108-56 of the Riverhead Town Code as it currently exists and replacing said Section with a new Section 108-56 as follows:

108-56 Signs

In order to perpetuate the open character and rural appearance of the Town and to promote good community planning and aesthetic value, while at the same time recognizing the economic importance and attractiveness of well-sited and tastefully designed signs of various kinds, it is hereby required that signs be erected, established, altered, and maintained only in accordance with the requirements heretofore set forth. Where requirements are further restricted in a given use district, said restricted requirements shall take precedence.

A. Certain Signs Prohibited.

The following types of signs are prohibited in the Town of Riverhead:

1. Billboards, including sandwich board and other sidewalk signs;
2. Flashing or moving signs, other than a time and temperature display permitted by the Town Board in accordance with the further provisions of this Chapter;
3. Mobile signs attached to vehicles or trailers, either on or off-premises. Signs painted on registered vehicles identifying the owner and utilized in the conduct of his business are specifically excepted;
4. Any roof or wall sign which exceeds the exterior dimensions of the structure to which it is attached;
5. Any freestanding sign more than ten (10) feet higher than the natural grade of the land on which it is located;
6. Any directory (shopping center) sign more than fifteen (15) feet higher than the grade of the land on which it is located;
7. Banners, ribbons, pennants, spinners, streamers, or other similar moving, fluttering, or revolving devices. The Town Board may, however, allow for temporary display of streamers in the instance of a business grand opening or other special event for a period of time not to exceed two (2) weeks;
8. Interior-lit, lightbox type signs;
9. Neon signs, in the Business D.Use District.

RESOLUTIONSB. Nonconforming Signs

Only such signs as are described and allowed by specific provisions of these sections shall be deemed to conform thereto. Any other sign shall be deemed nonconforming; a nonconforming sign may not be replaced by another nonconforming sign. All signs rendered nonconforming by prior enactments, by the enactment of these sections, or by any future amendment thereof, upon change of ownership and/or business, shall be removed, and any future sign shall be in conformity with the provisions of this Section. This shall not prohibit minor repairs or alterations to a nonconforming sign, provided said alterations or repair do not require the removal or replacement of any structural members or affect an area of the sign in excess of fifty (50) per cent of its total area.

Any sign otherwise violative of any section of this Chapter shall be deemed a prohibited and unlawful structure and shall be removed.

If any sign not in conformance with these provisions is not removed within ten (10) days of notification of owner of said sign, the Town of Riverhead is empowered to remove said sign, and to bill and collect the expense of removal from the appropriate parties, including but not limited to the owner of the sign, the owner of the real property on which the sign is located, the lessee of the real property on which the sign is located, the lessee of the sign owner, or any other interest holder.

Nothing in this Chapter shall prevent the complete restoration within six (6) months of a sign partially destroyed by such accidental cause as fire, flood, explosion, riot, act of God, or act of the public enemy. Such restored sign shall not exceed the dimensions of the sign destroyed.

C. Public Property

Nothing herein shall be deemed to limit the authority of the Town Board to erect, alter, or maintain any sign deemed necessary or reasonable for the public safety or convenience on any right-of-way or other property owned or leased by the Town, nor the authority of the Town Board to allow, permit, or license private persons or parties to do the same, subject to all applicable provisions of the law.

D. Legal Notices

These regulations shall not apply to signs placed on any property to provide legal notice to the public where such notice and such sign are required by the terms of any law, ordinance, governmental regulation, court decree, or administrative order. However, in the case of gasoline price signs and other similar external signs required by law to be posted by certain businesses or special permit uses, any characteristic of the sign, such

RESOLUTIONS Continued

as maximum size, color, exact on-site location, etc., not specifically determined by the law requiring the sign, shall be subject to site plan approval in the same manner as any other sign on the property.

E. Signs Allowed Without Permit

The following signs are allowed in any use district without a sign permit therefor:

1. One (1) real estate sign not exceeding four (4) square feet in area, except that a filed subdivision may have a sign not exceeding sixteen (16) square feet, advertising the sale or lease of the premises on which it is erected, and set back not less than twenty-five (25) feet from any side line and fifteen (15) feet from the front and rear property lines.
2. One (1) nameplate or professional sign not exceeding two (2) square feet in area, bearing only the name and profession/occupation of the resident and set back not less than twenty-five (25) feet from any side line and five (5) feet from the front and rear property lines.
3. One (1) professional association or professional corporation sign not exceeding four (4) square feet in area, bearing only the name and profession and/or occupation of the resident professional association or corporation and set back not less than twenty-five (25) feet from any side line and five (5) feet from the front and rear property lines. Members of the professional association or corporation may attach a nameplate, bearing only their name, not exceeding two (2) square feet in area, to the professional association or corporation sign. When a professional association or corporation sign has been erected pursuant to this subsection, a member of the professional association or corporation may not erect a separate professional sign enumerated in 108-56-2 on the same premises.
4. Temporary signs not exceeding twenty-four (24) square feet in area, executed in a professional manner and securely installed, bearing only the name, occupation, and telephone number of the contractor, architect, developer, and/or supplier and the proposed use of the property, and set back no less than twenty-five (25) feet from any side line and fifteen (15) feet from the front and rear property lines. Such signs are permitted only during the period of construction of a building or structure and must be removed within thirty (30) days of issuance of a certificate of occupancy

RESOLUTIONS Continued

or lapse of a building permit. A refundable deposit of fifty dollars (\$50.) is to be returned when the sign is removed.

5. Names of buildings and dates of erection and dedicatory, memorial, or historical plaques, cut into a masonry surface, fabricated of bronze or other noncombustible material, not exceeding one (1) foot times the width of the face of the building in area in the former instance, nor exceeding four (4) square feet in area in the case of a plaque.

F. Signs Allowed With Permit

The following signs are allowed in any business or industrial use district, or on a residence or agricultural district lot containing a special permit use, with a permit for each sign:

1. Temporary signs displayed, attached to, or incorporated in a window which are of a temporary nature not exceeding a time period of two (2) weeks. Such signs shall cover no more than twenty-five per cent of the window area to which they are affixed or in which they are displayed. The sign permit for such temporary sign shall automatically be deemed revoked thirty (30) days after the date of issuance of such permit, and such temporary sign shall be removed from the premises upon the revocation of such permit. There shall be no fee for the permit for such temporary sign.

2. Facade Signs

One (1) roof or wall sign per store, incorporated in a building wall face, shall be permitted. Wall signs shall not project more than twelve (12) inches beyond the face of the wall and shall not exceed the height of said building wall face. Said height shall be the vertical distance from the mean level of the ground surrounding the building to the lowest point of the roof. Building wall face shall include any area occupied by doors or windows. Wall sign may be painted on, or otherwise permanently applied to, the interior of the window, subject to the provisions heretofore set forth. The aggregate area of all signs located on any one (1) face of any building shall not exceed one (1) foot times the length of the particular wall on which the signs are located. The roof and wall signs set forth in the following diagram are deemed to comply with the provisions of this subsection. On multiple-story buildings, each tenant shall be permitted one (1) sign displayed on the wall face of the story occupied by that tenant, such that on multi-story buildings

RESOLUTIONS Continued

there may be more than one wall sign per building wall face, but the aggregate area of siad signs shall not exceed the one (1) foot times the length of the wall provisions heretofore set forth in this subsection. On both single story and multi-story buildings which exhibit in excess of one (1) sign, all signage is to be coordinated in color, style, lettering, size, etc.

3. Freestanding Signs

- a. One (1) freestanding, nonflashing, nonmoving sign, not exceeding twenty-four (24) square feet in sign area and not exceeding ten (10) feet in vertical height from the mean land of the ground surrounding the sign, is allowed. Said sign shall be twenty-five (25) feet from each side line and fifteen (15) feet from the front and/or rear property lines. Such sign may only be erected where the building is set back from the street line a distance of fifty (50) feet or more.
- b. Double-sided freestanding signs shall be treated as one (1) sign, each side of which is therefore subject to the regulations heretofore set forth.
- c. Any lot upon which exists or upon which may be constructed a business or industrial use which fronts on (a) public street(s), for a distance of greater than three hundred (300) lineal feet, may have erected thereon one (1) or more freestanding, nonflashing, nonmoving, on-premises signs in conformance with the further provisions of this subsection. For such a lot, with frontage of from one (1) to three hundred (300) lineal feet, one freestanding on-premises sign of twenty-four (24) square feet shall be permitted. For each additional one hundred fifty (150) lineal feet, or fraciton thereof, of frontage of said lot, there shall be permitted one (1) additional on-premises freestanding sign, the square footage of which will be in direct proportion to the footage in excess of three hundred (300) feet as follows: for every additional fifty (50) linear feet, four (4) square feet of sign will be permitted. On said lot, no freestanding on-premises sign shall be closer than one hundred fifty (150) lineal feet from any other freestanding on-premises sign on said lot. Said signs shall be no less than twenty-five (25) feet from any side line and shall be set back no less than fifteen (15) feet from any front and/or rear property line. Upon any such lot, where signage in excess of the initial twenty-four (24) square feet

RESOLUTIONS Continued

may be permitted, the owner thereof may elect to combine the total sign areas permitted into one (1) or more on-premises freestanding signs, provided that the total sign area shall not exceed sixty (60) square feet. Any sign so permitted greater than twenty-four (24) square feet in area shall be at least six (6) feet above mean ground level, exclusive of supportive construction, and no higher than ten (10) feet in total height. Any sign so permitted greater than twenty-four (24) square feet shall not exceed fifteen (15) feet in the horizontal dimension. Where a structure or group of structures containing more than one (1) business exists on one (1) lot, a freestanding sign, conforming to this Section, shall be allowed, together with facade signs conforming to Subsection F(1) of this Section.

4.1 Directory Signs (Shopping Center)

Each shopping center shall, as a whole, be allowed one (1) freestanding directory sign on the premises to be used for the exclusive purpose of notifying the public of the names of the various business establishments located within the shopping center. No advertising of any sort shall be allowed on such sign other than to identify the shopping center itself. Said sign, in aggregate, shall not exceed fifteen (15) feet in height, measured from the top of said sign to the mean level of the ground surrounding the support of said sign. Each business establishment name shall occupy no more than six (6) square feet in total area; in addition, each must be coordinated in terms of size, color, lettering, shape, etc., such that no one (1) business name stands out among the remainder. An additional portion of said sign may identify the shopping center itself, but may not exceed twenty-four (24) square feet. Should these dimensions not allow adequate space for all of the names of business establishments in a shopping center, discretion as to appropriate size and layout shall be left to the Town Board. Said sign shall comply with all other applicable sections of this Code. The term "directory sign" shall mean any aggregate sign containing a list of names of business establishments located within a shopping center. Where a structure or group of structures comprising a shopping center exists on one (1) lot, a shopping center directory sign, conforming to this subsection, shall be allowed, together with facade signs conforming to subsection F(1) herein.

RESOLUTIONS Continued

Double-sided directory signs shall be treated as one (1) sign, each side of which is therefore subject to the regulations heretofore set forth.

5. Theater Marquee

A theater marquee, herein defined as a fixed, constructed, permanent canopy with lettering thereon, extending more than twelve (12) inches from a theater, is allowed. Said marquee may extend to the curb line.

6. Soffit Signs

A soffit sign, herein defined as a sign affixed to the underside of a roof overhang adjacent to a store or other commercial premises, is allowed, provided that said sign does not exceed eight by thirty-six (8 x 36) inches, and that such signs, when located in a multiple installation, be coordinated in size, color, etc., so as to provide a coherent aesthetic entity.

7. Projecting Signs

A projecting sign, herein defined as a sign perpendicular to a wall face, not extending more than twenty-four (24) inches from said wall, not lower than seven and one-half (7½) feet nor higher than ten (10) feet from the ground and no larger than six (6) square feet in area, is allowed. Said signs may be double-faced, but may not exceed four (4) inches in depth.

8. Announcement Signs

An announcement sign, herein defined as a freestanding, single- or double-faced sign with a permanent structure and a mechanism incorporated into said structure, such as removable lettering, whereby temporary messages may be displayed, shall be allowed on the premises of a school, church, or other place of worship. Said school, church, or place of worship may have one (1) such announcement sign, not over eight (8) square feet in area, located on the primary public street frontage of its property, provided that it is set back at least twenty (20) feet from the front property line and at least twenty-five (25) feet from all other property lines.

9. Iconic Signs

Iconic signs, such as but not limited to barber poles, eyeglasses, and mortar and pestle, which are traditional in nature and size, are permitted. Such iconic signs shall not extend more than one (1) foot from a building wall, nor

RESOLUTIONS Continued

encompass a space of more than eight (8) square feet when viewed from any angle.

10. Sign on a Wing Wall

A wing wall is herein defined as a separate and freestanding wall which is in no way a construction element of any building on a site. A sign is permitted on a wing wall, provided such wall does not exceed six (6) feet in height. The signage thereon may not exceed one (1) foot times the length of the wall in aggregate area.

Signage on a pair of wing walls shall be treated as one (1) sign, each side of which is therefore subject to the regulations herein set forth.

11. Menu Boards

One (1) menu board shall be allowed per restaurant applicant, in conjunction with the installation of a drive-through window. Said menu board shall be a one-sided, freestanding type, non-flashing, non-moving sign, and shall not exceed either twenty-four (24) square feet in area or five (5) feet in vertical height from the mean land of the ground surrounding the sign. Said menu board shall be located twenty-five (25) feet from each side line and fifteen (15) feet from the front and/or rear property lines.

G. Time/Temperature Display

A time/temperature display may be permitted in the Business D Zoning Use District (General Business) only by special permit of the Town Board provided it meets all of the conditions set forth in this subsection. Said time/temperature display must be on-premises, and attached to the building wall; it may not exceed twenty-four (24) square feet in total area, nor may more than two (2) colors inclusive of background color of the building wall be employed. Said display must be three hundred (300) lineal feet from any existing time/temperature display, and must maintain a minimum time interval of five (5) seconds between flashed readings of time and temperature.

H. Gas Station and Multi-Service Facility Signs

Gas stations and other such businesses which provide services supportive of, or in addition to, their primary function or commodity, and located in Business B (Shopping Center) or Business C (Neighborhood Business) Zoning Use Districts, may be permitted one (1) freestanding, non-flashing, non-moving sign on the premises only by special permit of the Town Board, provided it meets all of the conditions set forth in this

RESOLUTIONS Continued

Subsection. Said sign shall serve the expressed purposes of identifying the corporation, indicating the price(s) of the primary commodity for sale, and indicating, in marquee fashion, prices of sale or special items and/or services. Said purposes shall be allowed forty (40) per cent, thirty (30) per cent and thirty (30) per cent coverage, respectively, and shall appear in stated order from top of sign to bottom. Said sign shall not exceed sixty (60) square feet in area, nor shall it exceed either six (6) feet in width nor ten (10) feet in vertical height from the mean land of the ground surrounding the sign. Said sign shall be twenty-five (25) feet from each side line and fifteen (15) feet from the front and/or rear property lines.

"Marquee" as used herein is not to be misconstrued as being in any way similar or related to "theater marquee," as described in a separate subsection of this Chapter.

I. Off-Premises Directional Signs

One (1) directional sign may be allowed at an off-premises location per applicant, by special permit of the Town Board, based upon the necessity for such directional sign, as shown by the applicant, unless the Board, upon a showing of undue hardship, allows one (1) additional directional sign. Under no circumstances shall more than one (1) additional sign be allowed. All directional signs within the Town shall be of the same size, material, height, and color, as determined by the Town Board. Under no circumstances shall directional signs be located within one (1) mile of each other, nor shall any two (2) signs be located along, on, or by the same highway, street, or road. All such signs shall be set back not less than twenty-five (25) feet from any side line and fifteen (15) feet from the front and/or rear property lines. An off-premises directional sign shall be defined as one which indicates the name of any business within the Township, mileage to the premises, and directional indicator (an arrow and/or the words "east," "west," "north," or "south"), and shall be limited to said contents. The Town may establish in any use district special public information centers, wherein directional signs approved by the Town Board may be located.

J. On-Premises Directional Signs

Signs directing vehicular traffic on-premises shall be allowed, subject to site plan review and approval, each of which does not exceed six (6) square feet in area, nor exceed three (3) feet in height to the top of the sign structure. Such signs may be double-faced, but may not exceed eight (8) inches in depth. The minimum setback for directional signs from any lot line or

RESOLUTIONS Continued

street line, where applicable, shall be two (2) feet. Directional signs shall be placed at least two (2) feet from any entry road, driveway, access, or other similar means of ingress and egress. Signs directing pedestrian traffic on a site shall likewise be allowed, subject to site plan review and approval, each of which does not exceed eight (8) square feet in area, nor exceed four (4) feet in height to the top of the sign structure. Signs directing pedestrian traffic shall be subject to the same conditions placed on signs directing vehicular traffic herein.

K. Political Signs

Political signs shall be allowed on-premises within the Town of Riverhead for a period not to exceed sixty (60) days from the date of the posting of the bond provided for herein. All political signs shall conform in terms of size, location, setback, and all other conditions as may be set forth in the further provisions of this Chapter. Prior to displaying any political sign, a bond in the sum of one hundred dollars (\$100) per candidate must be posted with the Town Clerk. Said bond shall guarantee compliance with the provisions of this Subsection. Written permission of the owner of any land used for political signs must be obtained prior to the erection of the sign. No political sign may be erected or maintained on or in a public right-of-way or upon utility poles. The existence of political signs in violation of these provisions relating to any of the aforementioned regulations shall act to forfeit the aforesaid bond and to allow the Town to remove said signs.

L. Historic Signs

Pursuant to the provisions of 108-3: Special Permit, the Town Board may find that a particular sign is an historic sign. In making such a determination, the Board must find that the sign is of significant historic quality in terms of age or design, or by reason of its relationship to an historic restoration project. The Town Board, pursuant to its special permit powers, may allow the construction, repair and maintenance of historic signs upon such terms as may be just and proper in addition to, or to the exclusion of, any other signs permitted by this Code.

M. Area of a Sign

The area of a sign shall be determined by the smallest rectangle that encompasses all of the letters and/or symbols that make up the sign, together with the area outside the rectangle of a different color or material other than the general finish of

RESOLUTIONS Continued

the building or window, whether painted or applied. In the case of lettering and/or symbols applied or painted upon the natural color of the building, the area of the sign is that smallest rectangle encompassing all of the lettering and/or symbols plus twenty (20) per cent of that area.

N. Sign Permit

All signs herein allowed, unless specifically excepted, are required to obtain a sign permit. Applications must be submitted to the Building Inspector, or his duly authorized representative, prior to the installation of said sign. Each sign, with the exception of On-Premises Directional Signs, require a separate permit; On-Premises Directional Signs within a single project may obtain one (1) permit for all such directional signs. Where a variance, special exception, or special permit is required, no sign permit shall be issued until a copy of the determination of the appropriate body granting such relief is filed with the Office of the Building Inspector.

There shall be submitted with all applications for a permit three (3) copies of a professional quality drawing of said sign, indicating color, typeface, size, lettering, and all other pertinent information, as well as a(n) survey(s) indicating the dimensions, location, and setbacks of a freestanding or directory sign, or appropriate elevations, indicating the same information, in the case of all other types of signs, along with the required fee. Three (3) surveys shall be required for freestanding and directory signs. Any and all existing signs presently on the building or property must likewise be indicated and shown.

The Building Inspector, or his duly authorized representative, shall refer said application, drawings(s), survey(s), and other supporting papers to the appropriate authorizing board for its approval and recommendations. No permit shall be issued without prior site plan approval, if applicable, nor until the authorizing board has approved said plans.

One (1) copy of the approved plan(s)/drawing(s) shall be returned when approved by the authorizing board, together with such permit, to the applicant. The sign authorized by the permit shall be installed within twelve (12) months from the date of issuance of the permit. If sign is not installed within twelve (12) months, the permit shall be rendered null and void.

Each sign permit issued shall be assigned a permit number that shall be permanently displayed on the face of such sign. Failure

RESOLUTIONS Continued

to visibly and permanently display such permit number shall constitute cause for revocation of the sign permit by the Building Inspector, or his duly authorized representative.

Each sign for which a sign permit has been issued may be inspected for adequate maintenance, freedom from any hazardous condition, and structural soundness. If such sign is found to be unsafe, the Building Inspector shall revoke the sign permit until such time as satisfactory adjustments have been made.

0. Any sign permitted in the Town must relate to an existing, ongoing business. Accordingly, any sign remaining after the expiration of a business shall be removed within sixty (60) days from said demise. After said sixty (60) day period, said sign shall be in violation and, if not removed, the Town shall remove same pursuant to Subsection B of this Section.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

*broken lines represent deletion(s).

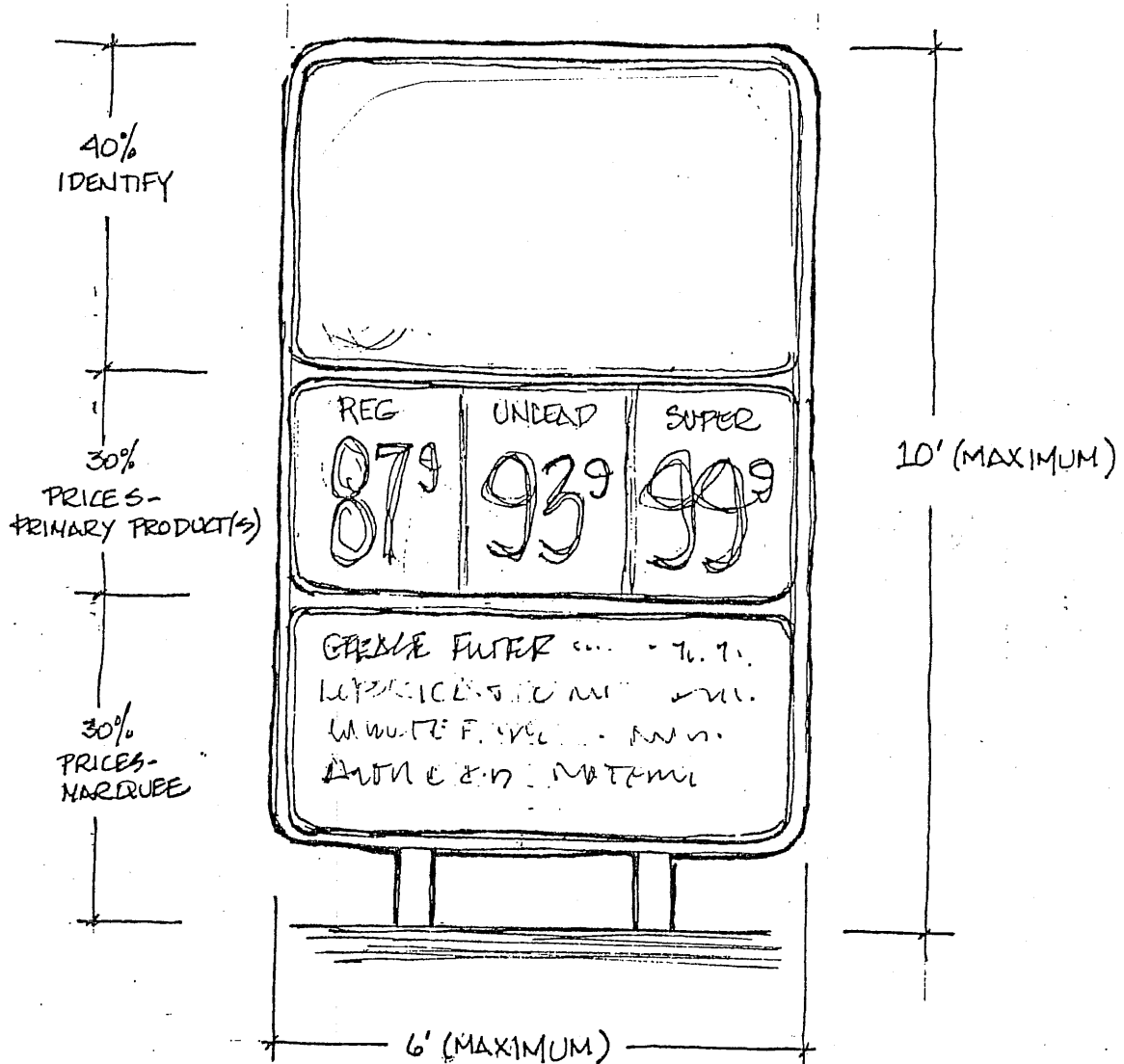
**underscore represents addition(s).

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued

SAMPLE SIGN



108-56(H)

GAS STATION : MULTI-SERVICE FACILITY SIGN

 $\frac{1}{2}'' = 1'-0''$

RESOLUTIONS Continued#365 GRANTS PERMISSION TO JAMESPORT FIRE DEPARTMENT TO HOLD ANNUAL BAZAAR AT JAMESPORT COMMUNITY CENTER.

Councilman Boschetti offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, the Town of Riverhead is the owner of a certain parcel commonly known as the Jamesport Community Center, Jamesport, New York; and

WHEREAS, this Town Board is in receipt of a request from the Jamesport Fire Department to hold its Annual Bazaar and Fund Raiser at the Jamesport Community Center for the period of July 21, 1987, through July 26, 1987.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board does hereby grant permission to the Jamesport Fire Department to conduct its Annual Bazaar and Fund Raiser at the Jamesport Community Center for the period of July 21, 1987, through July 26, 1987; and be it further

RESOLVED, that the Jamesport Fire Department shall hold harmless the Town of Riverhead by obtaining an insurance policy naming the Town of Riverhead as an additional insured in the amount of \$1,000,000 for general liability and property damage and liquor law liability; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Jamesport Fire Department and the Riverhead Police Department.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#366 CALLS UPON SURETY TO PERFORM RE: SUBDIVISION MAP OF MARLWOOD OF BAITING HOLLOW, SECTION 2.

Councilman Boschetti offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, a bond was posted by the Estates of Baiting Hollow, Inc., to assure the improvement of the subdivision known as "Map of Marlwood of Baiting Hollow, Section 2", in the principal sum of \$275,000.00; and

WHEREAS, pursuant to the terms of such bond, the improvements were to be completed within two years of the date of the acceptance of the bond; and

WHEREAS, this two-year period has expired and the improvements required have not been completed.

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Riverhead hereby declares the bond of Estates of Baiting Hollow, Inc., in the principal sum of \$275,000.00 to be in default; and be it further

RESOLVED, that the Town of Riverhead hereby calls upon the Union Savings Bank, issuerer of their irrevocable letter of credit #57 and hereby demands payment of \$275,000.00 pursuant to said letter of credit #57; and be it further

RESOLVED, that the Supervisor be and is hereby authorized to execute any and all documents necessary to draft \$275,000.00 from the letter of credit of the Union Savings Bank issued January 18, 1985.

RESOLUTIONS Continued

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#367 TRANSFER OF FUNDS.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Supervisor be and hereby is authorized to transfer the following:

	<u>FROM</u>	<u>TO</u>
A1990.400 Contracting	\$15,000	
A1355.110 Personal Service/Assessors		\$15,000

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#368 RE-APPOINT JOHN KOBYLENSKI TO THE ZONING BOARD OF APPEALS.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, John Kobylenski is appointed to the Zoning Board of Appeals effective May 31, 1987.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#369 APPOINT TED GOLDWIN AS STUDENT INTERN IN THE ACCOUNTING DEPARTMENT.

Councilman Boschetti offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, Ted Goldwin is appointed as a student intern in the Accounting Department, effective June 8, 1987 through August 28, 1987, at the hourly rate of \$6.00.

BE IT FURTHER RESOLVED, the Town Clerk will forward a certified copy of this resolution to the Accounting Department and Ted Goldwin.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#370 APPOINTS JOHN ZIEMACKI TO THE POSITION OF BUILDING INSPECTOR.

Councilman Boschetti offered the following resolution which was seconded by Councilman Lombardi.

RESOLUTIONS Continued

WHEREAS, a Building Inspector vacancy does presently exist in the Building Department, and
 WHEREAS, the Town of Riverhead did receive from the Suffolk County Department of Civil Service the Certification of Eligibles for the position of Building Inspector.

NOW, THEREFORE, BE IT

RESOLVED, that John Ziemacki, the only willing acceptor, be and is hereby appointed to the position of Building Inspector effective June 8, 1987 at the annual rate of compensation of \$23,779.61 as set forth in Group 6, Step P of the CSEA Salary Schedule.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#371 AUTHORIZES THE TOWN CLERK TO PUBLISH A DISPLAY AD IN THE NEW YORK TIMES, SUNDAY EDITION AND THE SUNDAY EDITION OF NEWSDAY.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, the Town Clerk is authorized to publish a display ad in the New York Times, Sunday edition, and the Sunday edition of Newsday as follows:

HELP WANTED

The Town of Riverhead is seeking a qualified individual to serve in the position of Police Chief III in the Riverhead Police Department, who has at least 10 years experience as a New York State Trooper or 10 years experience as a police officer in the State of New York.

Interested individuals must submit an application to the Accounting Department, 200 Howell Avenue, Riverhead, New York, between the hours of 8:30 a.m. and 4:30 p.m. weekdays. No applications will be accepted, for this position, after July 3, 1987. The Town of Riverhead does not discriminate on the basis of race color, national origin, sex, age or handicapped status in employment or the provision of service.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#372 APPOINTS PART-TIME TEEN CENTER AIDES (EVENINGS).

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, applicants for the position of part-time evening teen center aides were interviewed.

RESOLVED, the following individuals are appointed to the position of part-time, evening Teen Center Aides, at the hourly rate of \$4.50.

6/2/87

RESOLUTIONS Continued

Judith Schroeder
Roxy Dozier
Sharon Butts
Thomas Drumm

BE IT FURTHER RESOLVED, that the Town Clerk is authorized to forward a certified copy of the resolution to the listed individuals and the Accounting Department.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#373 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING RE: PROPOSED ADDITION OF ARTICLE V(A) SECTION 108-20.1 TO THE RIVERHEAD TOWN CODE.

Councilman Boschetti offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to the proposed addition of Article V(A) Section 108-20.1 to the Riverhead Town Code.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 30th day of June, 1987, at 8:40 o'clock p.m. at a special board meeting of the Riverhead Town Board at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the proposed addition of Article V(A) Section 108-20.1 to the Riverhead Town Code as follows:

ARTICLE V(A)
Residence D District

S108-20.1 Uses.

In the Residence D District, no building, structure or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed or altered, unless otherwise provided in this chapter, except for two (2) of the following permitted uses and their customary accessory uses:

A. Permitted uses.

(1) Agriculture, provides that no storage of manure shall be permitted within one hundred (100) feet of any side or rear lot lines or within one hundred fifty (150) feet of any street line.

(2) One-family dwellings.

RESOLUTIONS Continued

(3) Parks and playgrounds, non-commercial.

(4) Libraries.

B. Accessory uses. Accessory uses shall include those uses customarily incident to any of the above permitted uses when located on the same lot and not involving the conduct of a business. Specifically permitted are the following:

(1) Home occupations or professions conducted within the dwelling by the residents thereof.

(2) The sale at retail of homegrown or homemade products raised or produced on the premises, provided no roadside stands, tables or similar devices for the purpose of display or sale of such products shall be permitted in the front yard.

(3) Private garages, private boathouses, private greenhouses and similar accessory buildings for residences.

(4) Potato storage buildings, machinery storage buildings greenhouses, irrigation pump houses and similar accessory buildings or structures for agriculture.

(5) A temporary building or shed used during construction of a building or structure on the premises.

(6) Swimming pools constructed in accordance with S108-59 of this chapter.

(7) Boats, trailers, airplanes or seaplanes. Any boat, house trailer, mobile home, camp trailer, camp car, airplane or seaplane in excess of fifteen (15) feet in overall length shall not be kept or stored in the area between the street right-of-way and the front line of the main building projected to the side lot lines on any lot in a residence district nor within ten (10) feet of any side lot or rear lot line, and no such boat, trailer or plane shall be stored or maintained in such manner as to constitute an attractive nuisance or hazard to children.

S108-20.2 General lot, yard and height requirements.

No building shall be erected nor any lot or land area utilized unless in conformity with the Zoning Schedule incorporated into this chapter by reference and made a part hereof with the same force and effect as if such requirements were herein set forth in full as specified in said schedule, except as may be hereafter specifically modified. Variances from the Zoning Board of Appeals shall be necessary for non-conforming lot, yard and height requirements.

108-20.3 Lot area.

A. No single-family dwelling shall be erected or converted on a lot having an area of less than twenty thousand (20,000) square feet and a width of less than one hundred (100) feet.

RESOLUTIONS ContinuedB. Conversion to two-family dwelling.S108-20.4 Accessory buildings and structures.A. Location.

(1) No accessory building or structure shall be erected, reconstructed or altered so as to be situate as follows:

- (a) In a front yard.
- (b) In a side yard unless the accessory building is forty (40) feet from a side street line, ten (10) feet from a property line and ten (10) feet from any other building.
- (c) In a rear yard unless the accessory building is the (10) feet from a property line, ten (10) feet from any other building and forty (40) feet from a side street line and rear street line.
- (d) One (1) accessory building with a maximum floor area of one hundred (100) square feet or less, located in the rear yard, shall be excepted from the provisions of Subsection A(1)(c) and additionally shall not require a permit. It shall be permitted five (5) feet from a property line, ten (10) feet from any other building and forty (40) feet from a side street line and rear street line.

(2) Excepted from Subsection A(1)(a), (b), (c) and (d) of this section are fences not exceeding four (4) feet in height which may be erected on the lot lines of the front yard or any existing street line of a one-family dwelling, and fences not exceeding six (6) feet in height which may be erected on other lot lines of a one-family dwelling. Fences on a corner lot must comply with S108-68. On lots used for other than one-family dwellings, wire strand or open woven wire fences up to six (6) feet in height may be erected on all lot lines. Of such fence is erected along any street, the permitted height thereof shall be measured from the existing elevation of the center line of such street.

B. Where an accessory building is constructed as a building subordinate to the use of a park or playground, the building shall be erected, reconstructed or altered in conformity to the requirements hereof for a main building.

S108-20.5 Living area.

No dwelling shall be erected unless provision shall be made therein as follows:

A. For a single-family dwelling, exclusive of attached garages, carports, unenclosed porches and breezeways, there shall be provided not less than nine hundred (900) square feet of living area for the first story, but a maximum of two hundred (200) square feet of area of the second story may be used and applied to the area requirements for the first story.

B. Provisions for a single-family dwelling converted to a two-family dwelling.

RESOLUTIONS Continued

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#374 AUTHORIZES TOWN CLERK TO PUBLISH AND POST HELP WANTED AD RE: FULL-TIME CUSTODIAL WORKER.

Councilman Boschetti offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below "Help Wanted Ad" for the position of Full-Time Custodial Worker.

HELP WANTED

PLEASE TAKE NOTICE, that the Town of Riverhead is seeking a qualified individual to serve as a full-time custodial worker. Interested parties should be Riverhead Town residents. Interested individuals must submit an application to the Accounting Department, 200 Howell Avenue, Riverhead, New York, between the hours of 8:30 a.m. and 4:30 p.m. weekdays. No applications will be accepted, for this position, after June 12, 1987. The Town of Riverhead does not discriminate on the basis of race, color, national origin, sex, age or handicapped status in employment or the provision of service.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#375 AWARDS BID FOR A 4X4 PICK-UP.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for a 4X4 Pick-Up; and

WHEREAS, all bids were received, opened and read aloud pursuant to said Notice to Bidders; and

WHEREAS, a total of 3 bids were received.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for a 4X4 Pick-up Truck for the Police Department be and is hereby awarded to Kinney Motors, in the amount of \$13,690.00; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Kinney Motors and the Riverhead Police Department.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#376 AWARDS BID FOR FULL SIZE PICK-UP TRUCK.

RESOLUTIONS Continued

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for a Chevrolet Full Size; and

WHEREAS, all bids were received, opened and read aloud pursuant to said Notice to Bidders; and

WHEREAS, a total of 3 bids were received.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for a Full Size Pick-Up Truck for the Dog Warden be and is hereby awarded to Kinney Motors, in the amount of \$12,368.00; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Kinney Motors and the Riverhead Police Department.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#377 AWARDS BID FOR 4-WHEEL TRACTOR FOR BUILDINGS AND GROUNDS.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for a 4-Wheel Tractor for Buildings and Grounds; and

WHEREAS, all bids were received, opened and read aloud pursuant to said Notice to Bidders; and

WHEREAS, a total of 3 bids were received.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for a 4-Wheel Tractor for Buildings and Grounds be and is hereby awarded to DuBois T. Smith Equipment, Corp., in the amount of \$16,699.99; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to DuBois T. Smith Equipment, Corp. and the Building Department.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#378 APPOINTS 90-DAY TEMPORARY ACCOUNT CLERK TYPIST.

Councilman Boschetti offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, Laverne Tennenberg be and is hereby appointed to the position of 90-day Temporary Account Clerk Typist in the Assessor's Office at the hourly rate of \$9.60, effective June 8, 1987.

BE IT FURTHER RESOLVED, the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Accounting Department and to Laverne Tennenberg.

6/2/87

RESOLUTIONS Continued

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#379 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING ON LOCAL LAW OF 1987 IMPOSING A MORATORIUM ON THE ISSUANCE OF BUILDING PERMITS IN THE BUSINESS CR ZONING USE DISTRICT, ROUTE 25A, WADING RIVER.

Councilman Boschetti offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to imposing a moratorium in the Business CR Zoning Use District.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 16th day of June, 1987, at 8:05 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to Local Law of 1987 imposing a moratorium on the issuance of building permits in the Business CR Zoning Use District, Route 25A, Wading River, New York.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#380 APPROVES TOWN EXPENDITURES.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Supervisor be and hereby is authorized to pay the following:

GENERAL TOWN

Abstract #6 totalling \$274,317.25 vouchers 2053-4025

HIGHWAY

Abstract #6 totalling \$ 61,010.13 vouchers 189-316

CAPITAL PROJECTS

Abstract #6 totalling \$ 11,298.69 vouchers 24-26

STREET LIGHTING

Abstract #6 totalling \$ 15,640.17 vouchers 134-138

PUBLIC PARKING

Abstract #6 totalling \$ 3,770.25 vouchers 126-127

SMALL CITIES

Abstract #6 totalling \$ 4.65 voucher 255A

RESOLUTIONS ContinuedPUB. PARKING DEBT. SERVICE

Abstract #6 totalling \$ 650.00 vouchers 6-7

GENERAL TOWN DEBT SERVICE

Abstract #6 totalling \$ 1,500.00 vouchers 12-16

YOUTH SERVICES

Abstract #6 totalling \$ 1,129.45 vouchers 13-14

SENIORS HELPING SENIORS

Abstract #6 totalling \$ 900.00 vouchers 29

MUNICIPAL FUEL

Abstract #6 totalling \$ 5,286.39 vouchers 16-17

MUNICIPAL GARAGE

Abstract #6 totalling \$ 2,375.50 vouchers 92-93

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#381 DECLARES WEEK OF JUNE 9TH AS "SAFE HOMES WEEK".

Councilman Boschetti offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, a request has been made by the Riverhead Parents Students Teachers Association to designate a week in the Town of Riverhead as "Safe Homes Week"; and

WHEREAS, there was agreement among the Board to honor such request.

NOW, THEREFORE, BE IT

RESOLVED, that the week of June 9th be declared as "Safe Homes Week" in the Town of Riverhead.

The vote, Boschetti, yes, Pike, absent, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly adopted by Acclamation.

Sid Bail, Wading River, "Just a point of clarification on that proposal for a moratorium in Business CR. In the last proposal for a Business C moratorium, there was mention in the proposal for a hamlet study. What is the status of the hamlet study?"

Supervisor Janoski, "You know Sid, I asked a member of the Planning Board to be here this evening just so he could answer that question for you and I wished you would have asked it while he was here. I'm sorry. Joe."

PERSONAL APPEARANCES Continued

Joe Baier, "I was at the Wading River Civic Association meeting this last week and the same topic came up. To just re-iterate; the Planning Board is considering the hamlet proposal along with the Jamesport hamlet proposal, along with the Riverhead hamlet proposal along with the farmland preservation open space proposal and several other ideas as per direction of the Town Board. And what we're hoping to do and maybe I'll stick my neck out but at least what we're hoping to do this month is come back to the Town Board with some definite ideas and definite recommendations as to what things we'd like to see done and I guess the next point is try to get some costs on what they might be to have them done and in line with whatever the total picture is going to cost."

Supervisor Janoski, "Another thing Sid, I've asked this question of a number of people. And one of them pointed out to me that we have given you a current use map and we were expecting some input from your groups out there as to, some ideas you might have to help us."

Sid Bail, "It's just that it's hard to justify. I guess moratoriums in general, are not very popular to be associated with. I appreciate your position but if there is an end for this, for some reason and Vic talked about setting a date where a hamlet study should be completed, etc. Then I think it would give some rhyme and reason. "

Supervisor Janoski, "Well Sid, one thing I want to say is; I think that's why we do this before. There are a number of things that we have done, a number of issues that we have called public hearings on this evening. All the result of Planning Board work, and quite frankly, I told them the last time we met, that I was very pleased with the work they were doing and turning out which address a number of issues as far as planning use in the town and I'm quite proud of what they've done. They're meeting on a regular basis. They are considering the Wading River hamlet study. They are developing what has been described as a wish list. They are working on a revision of C Business, Business C Rural Zoning. And they are really turning out a great deal of work."

Sid Bail, "I don't want to delay this whole thing, keep everyone here. It's just that we are concerned about this and we will be here and we will follow up on this and we will follow up as long as it takes."

Supervisor Janoski, "You know you were here when the Town Board passed a resolution giving to the Planning Board the charge to do a number of things one of which was to do a hamlet study in Wading River. We also went on to say that they had our affirmation that they had the ability to hire whoever or whomever they needed to get that job done. Now I don't know what else this Board can say to you, to Wading River, or to anybody else."

PERSONAL APPEARANCES Continued

Councilman Prusinowski, "Just for the record, the other large large parcel that was about to be developed or applications came in, we have a moratorium on that right now. That's because one of the principals got there and blasted us one night because we did this to him. And it's that other big piece next to the one. And if anything, if you want a moratorium on anything, that would be the one to have the moratorium because that's the next largest open space in Wading River right now."

Sid Bail, "Actually what I want is a hamlet study."

Councilman Prusinowski, "I understand. That is the hamlet area and that (believe it or not) will effect the traffic flow and other things that could effect Wading River more than actually just the business areas there. We have full intentions to go full speed ahead on this hamlet study and we were committed."

Sid Bail, "We feel that there's a need for an outside consultant. That isn't being ruled about anyone."

Supervisor Janoski, "Sid, one more time Sid. The resolution (and I wrote this part myself) says this Town Board affords the authority of the Planning Board to engage any professional help that they need that will aid them in getting this job done. Now, that's a close approximation to what I said."

Sid Bail, "What if they don't have the money?"

Supervisor Janoski, "And then, the next Town Board meeting that we had, I said fellows; (same Town Board meeting) I think what we ought to do is consider some bonding here to make sure there's money available to pay for these outside professional consultants. We have some money now for this purpose and I think we're probably going to need some more. So that that is something that is being considered. The Town of Riverhead will pay the bill that the Planning Board asks us to hire those people."

Councilman Prusinowski, "You know, while I have you up here, there was a comment in the paper this week that I happened to get to see it and I've got to take exception with. To my knowledge, we did not appoint any developers or real estate tycoons to the Planning Board. I know in other towns your reading about people with connections and people in the background. Our Planning Board, I disagree with them philosophically as far as maybe not doing what we asked them to do or things like that and not whether pro or against developer. No issues like that. But I'll say one thing. They're honest. They're local people. We've all known them. And by all means, I read somebody is going to go and investigate their background, that's fine. We have nothing to be ashamed of. We appoint those people. I can tell you. Unless somebody is in a business that I don't know of since we appointed them, I know each and every one of them and I don't know if anybody is connected in any way with any real estate dealings that I know of."

PERSONAL APPEARANCES Continued

Sid Bail, "I disagree with Mr. Fairley. I know nothing about the man's background. A statement that was attributed to him about you don't need a moratorium because we've got to give CR a chance. The attitude of the community (I think) is that the risk factor, if it doesn't work. Son of CR, CR-2, or however we tinker with it. We don't want to pay the price and we feel very strongly about it."

Councilman Prusinowski, "I agree with that type of exchange. That has nothing to do with whether they are real estate guys or their background."

Supervisor Janoski, "Mr. Fairly is in planning and the Planning Board certainly has the right (I guess) in the job to speak on issues and to say what he thinks and that's what he thinks and you think what you think. But for the individual to say what was said in the paper, to cast aspersions on the integrity of a Town Board appointed board who serve really as volunteers, they get paid 35 hundred dollars a year or something like that. They are chosen because of their qualifications. Miles Fairley is a charter member of the Planning Board. He was an original member of that board. Now, people will read that and they will read into it where there's somebody that's real estate connection and they will never find out that Joe Baier works for the Suffolk County Health Department and that's why he's sitting here because he has some background that we think will help us in making decisions. That Miles has been there since the first day the Planning Board was brought about and Barbara Blass was interviewed because of her interest and background and she was appointed. Richie Larsen served on the Suffolk County Planning Commission. Was appointed because of his interest and background and who am I leaving out?"

Councilman Prusinowski, "Bob Hodge."

Supervisor Janoski, "Bob Hodge who is there and certainly hired by Grumman. But that's about it."

Sid Bail, "Ok. Thank you very much. We'll see you on the 16th."

Supervisor Janoski, "Steve, you wanted to say something? I can see that your hand is up."

Steve Haizlip, "I see by resolution 271, we're going far and wide by getting a Police Chief or advertising for Police Chief. I'd like to bring to mind a little story; Lynchburg, Virginia, 1973. City Manager; he went nationwide to get a Police Chief. He happened to be the assistant to Clarence Kelly of Kansas City. Brought him in. They wanted to use him because one of the local boys might fraternize or be familiar with the troops. So they brought him in. It wasn't but a few years, he was more crooked than one of the Costa Nostras that's operating around here. So they had to revert and go back and pick one of the good old boys of the town. His name is Mr. Robinson and he's doing a swell job. Now we got a good old boy here, let's use him."

PERSONAL APPEARANCES Continued

Supervisor Janoski, "Thank you Steve. The Town Board feels compelled to advertise and we owe it to the town, (I guess that's a good way of saying it.) to try and find the best possible candidate. We know that Captain Grattan is very well qualified and certainly he will be one of the people considered for the position."

Steve Haizlip, "Good. Now, last thing and quick. We got two good roads with the exception of minor defects in the town."

Supervisor Janoski, "In the whole town, there are only two good roads?"

Steve Haizlip, "25 and 58. That's the main arteries."

Supervisor Janoski, "They're state highways."

Steve Haizlip, "Now, these town, county, state and town and so forth, I understand that Mr. Lombardi is in charge of that highway committee. I'd like for him to check into that or Mr. Prusinowski. He's been reassigned to it now."

Councilman Lombardi, "He's been reassigned."

Steve Haizlip, "Well anyway, it's there and you just try it out sometime. I go there. I've got to pull way over to the right on the shoulder so that we don't get all this here bouncing and..."

Councilman Prusinowski, "Heading east or west, Steve?"

Steve Haizlip, "Going west."

Supervisor Janoski, "Heading west on the west end of Route 58 when you come off of the concrete onto the asphalt."

Steve Haizlip, "Yes, that's it right there. Look into that."

Supervisor Janoski, "Thank you. Betty Brown and then you sir."

Betty Brown, "Regarding resolution 365, I've been involved quite a few years down at the Jamesport Center and I was wondering if it would be possible to have the Jamesport Fire Department or the Riverhead Town assume some responsibility for the new shrubbery that is there by fencing it off during the carnival. People at the carnival have been careful in the past years but there have not been any plantings and there's quite a few there now."

Supervisor Janoski, "They always do put a snow fence."

Betty Brown, "There really hasn't been any landscaping to any great degree in the past. Now there are quite a few very small plants. And I'm sure with a crowd, they would be run over."

PERSONAL APPEARANCES Continued

Councilman Prusinowski, "Well, we would want to do that to save it so we wouldn't have to replace it."

Betty Brown, "Thank you."

Supervisor Janoski, "Ok. Yes sir."

George Dalecki, "Joe, about two months ago I got up here and I asked you if a rural resident of the town might take recyclable items (like dirty engine oil and so forth) and you or John had given me the answer to take it to the town dump. Subsequently, I had seen in one of the Riverhead papers that you had made some kind of motion, whether it was to appoint somebody to a new committee or whatever, to investigate the possibilities of setting up a recycling depot. Can you give us an update on that?"

Supervisor Janoski, "Who is the chairman on that?"

Councilman Lombardi, "I'm the chairman on that. We have met already. Lou's on it as co-chairman. We met with Teddy at the landfill. We are looking at different things to do there. We are looking at acquiring roll-offs because we're going to have to start separating some of this recycling. On oil, we do have a tank there already where you just go in there and put it in there. We do have a paper bin that you can put stuff in. We do have a metal bin to put stuff in. I'm trying to think of what else we have down there. We don't have anything with glass yet. Papers, metal, cardboard."

George Dalecki, "I was under the impression, with the answer I got last time, (though) by bringing it to the dump, it would be literally dumped. Is it being recycled?"

Councilman Lombardi, "Yes. Strebel laundry does pick it up and we do have a 250 gallon tank. I don't know if you've brought it down there or not."

Supervisor Janoski, "I don't know if we get any money for it."

George Dalecki, "I'm not looking for money."

Councilman Lombardi, "The only thing we get paid for is metal and we're not getting paid enough money and we don't want it. We just want to get rid of the metal."

Councilman Prusinowski, "And also we want to save the space in the landfill. That's why we want to recycle it and give it to vendors because it's crucial."

Councilman Lombardi, "But we have been looking at what else we are going to be doing. It's going to be a rough job, I'll tell you right now."

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PERSONAL APPEARANCES Continued

George Dalecki, "Very good. Thank you."

Supervisor Janoski, "Without objection, adjourned."

There being no further business on motion or vote, the meeting adjourned at 10:03 p.m.

A handwritten signature in cursive script, reading "Irene J. Pendzick".

Irene J. Pendzick
Town Clerk

IJP:nm